

03/27/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-4084

NAME AND ADDRESS: Don M. Warren Sr.
PO BOX 17
SALYER CA 95563-0017

SOURCE: MIDDLE FORK WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.130 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/10/1918

POINT OF DIVERSION:

T15N R01W S10 NWSENW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	03/15 10/31	0.130 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T15N R01W S10	NWNW	0.90	T15N R01W S10	SWNW	2.20
T15N R01W S10	SENW	1.20			

STOCKWATER Within ADAMS County

T15N R01W S10	NWNW	T15N R01W S10	SWNW
T15N R01W S10	SENW		

4.3 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 12 head.



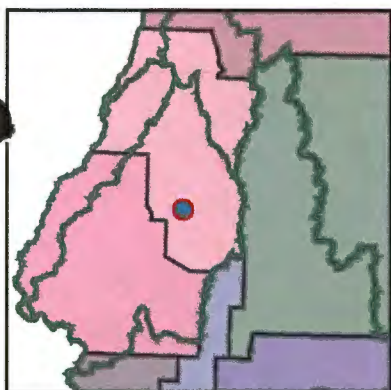
Idaho Department of Water Resources

Adjudication Claim:

67-4084

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by M. Van Bussum
On Wednesday, March 8, 2006
1987/88 Aerial Photography

Adjudication Recommendation Report 67-4084 V1

WATER RIGHT NUMBER: 67-4084 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ERVIN K BOBO 1480 HWY 95 COUNCIL, ID 83612-5223 (208)253-4514
Original Owner	OTTO EDWIN ZINIKER 1480 HWY 95 COUNCIL, ID 83612 (208)253-4295
Original Owner	WILLA RUTH ZINIKER 1480 HWY 95 COUNCIL, ID 83612 (208)253-4295
Current Owner	Don M. Warren Sr. PO BOX 17 SALYER, CA 95563-0017 (530) 629-4361

Priority Date: 05/10/1918

Basis: Beneficial Use

Status: Active

Source

Tributary

MIDDLE FORK WEISER RIVER

WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
IRRIGATION	03/15 to 10/31	0.130 CFS	
	Total Diversion:	0.130 CFS	

Location of Point(s) of Diversion

MIDDLE FORK WEISER RIVER NW1/4SE1/4NW1/4 Sec. 10, Twp 15N, Rge 01W, B.M.
ADAMS County

Place of Use

STOCKWATER

[illegible]

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4084 V1

		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
15N 01W	10						.9	2.2	1.2									4.3

Total Acres: 4.3

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
3. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
4. X02 Stockwater use is for 12 head.

Remarks:Comments:

1. mvanbussum 3/8/2006 copied from remarks
Comment: CHANGE OF OWNERSHIP

2. mvanbussum 3/8/2006 copied from remarks
Comment: THIS RIGHT MAY BE A PORTION OF 67-00081, SEE ATTACHED DEED.
THE OWNERS OF THE PROPERTY AT THE TIME OF THE MUIR-ALLISON DECREE WOULD HAVE BEEN WM. SHAW, IT HAS SINCE BEEN OWNED BY CHARLIE BARB OUR, AND THEN BY JOHN SHAW, THEN VOSS HERRINGTON SOLD IT TO E. BOBO IN 1974.
ADDRESS CHANGED PER REQUEST RECEIVED 8/2/96. LH OWNERSHIP CHANGE BY DB 12/31/97.

3. csaxton 3/27/2006 Priority Date
Comment: Recommend one day after decree based on 1915 tax roll showing irrigated ground on claimed POU. See Memo in file.

4. csaxton 3/27/2006 Diversion Rate
Comment: Recommend 0.03 cfs per acre since recommended POU is less than 5 acres.

5. csaxton 3/27/2006 Quantity
Comment: Recommend diversion rate for irr and stock as non-cumulative as that is how it was claimed.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4084 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	3/8/2006 12:12:24 PM	mvanbussum			Active
Priority Date	3/8/2006 12:15:05 PM	mvanbussum			Active
POD	3/8/2006 12:15:42 PM	mvanbussum			Active
Contacts	3/8/2006 1:47:53 PM	mvanbussum			Active
Priority Date	3/8/2006 1:48:22 PM	mvanbussum			Active
POD	3/8/2006 1:49:11 PM	mvanbussum			Active
Source	3/8/2006 1:49:43 PM	mvanbussum			Active
POU	3/8/2006 1:49:55 PM	mvanbussum			Active
Use	3/8/2006 1:50:50 PM	mvanbussum			Active
Season	3/8/2006 1:51:30 PM	mvanbussum			Active
Quantity	3/8/2006 1:53:17 PM	mvanbussum			Active
Summary			03/08/2006	mvanbussum	Active
Priority Date	3/27/2006 9:45:08 AM	csaxton			Active
POD	3/27/2006 9:48:06 AM	csaxton			Active
Summary			03/27/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4084 V1

General	3/27/2006 9:45:06 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Recommend one day after decree based on 1915 tax roll showing irrigated ground on claimed POU. See Memo in file.
POD	3/27/2006 9:48:06 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Summary	3/27/2006 9:53:19 AM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Contacts	3/8/2006 12:12:24 PM	mvanbussum	(No) 1. Do you want to schedule an appointment?

Comment for 1: Desktop review.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4084 V1

General	3/8/2006 12:15:05 PM	mvanbussum	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Lost Valley water is decreed to this property. No additional evidence of priority is required.
POD	3/8/2006 12:15:42 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	3/8/2006 12:31:49 PM	mvanbussum	Updated shape
POU	3/8/2006 1:50:28 PM	mvanbussum	Updated PLS for Active POU
Contacts	3/8/2006 1:47:53 PM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
General	3/8/2006 1:48:22 PM	mvanbussum	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (No) 6. Did the Claimant claim the decreed or licensed Priority Date ? (No) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	3/8/2006 1:49:11 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4084 V1

Source	3/8/2006 1:49:43 PM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	3/8/2006 1:49:55 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	3/8/2006 1:50:14 PM	mvanbussum	Updated shape for Active POU
Use	3/8/2006 1:50:50 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	3/8/2006 1:51:30 PM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	3/8/2006 1:53:17 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4084 V1

Summary	3/8/2006 1:56:01 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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Water Supply Bank:

Memorandum

Date: March 27, 2006

To: File 67-4084

From: Craig L. Saxton

Subject: Evidence of Priority

This was originally thought to be a portion of water right record 67-80A. However, with further research, it appears that the database listing the POU for 67-80A is incorrect. Looking through the historical documents, there is no indication that 67-80A was ever applicable to this property, and was not transferred to this property.

However, that claimant supplied 1915 tax documents that show part of the claimed POU was irrigated in 1915. It shows 15 acres of irrigated ground in the NWNW section 10. The question with these records is that the Middle Fork Weiser cuts through the NWNW at a diagonal and basically cuts the 40 in half. So which 15 acres were irrigated? Was it the acreage on the NE side of the river or the acreage on the SW side of the river?

The claimant supplied the deed trial for the property. In that trial is a 1915 deed showing Barbour as the property owner of the NWNW, SWNW, and NWSW. There is also a 1916 homestead documentation to Barbour that lists the property as the SWNW and NWSW. Thus the majority of Barbour's property is SE of the River (as claimed in 67-4084).

The 1915 tax documentation shows irrigated ground owned by Barbour. Since the majority of Barbour's ground is on the SW side of the Middle Fork of the Weiser river, it could be concluded that the irrigated acreage owned by Barbour was on the SW side of the river.

Since this water right cannot be tied to a decree, recommend one day after the decree was signed May 10, 1918.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

RECEIVED

JAN 25 2006

DEPARTMENT OF
WATER RESOURCES

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 23, 2005

DON M WARREN SR
PO BOX 17
SALYER CA 95563-0017

*copy of
your letter*

RECEIVED

JAN 23 2006

WATER RESOURCES
WESTERN REGION

RE: EVIDENCE OF PRIORITY FOR SNAKE RIVER BASIN ADJUDICATION
(SRBA) CLAIM 67-04084

Dear Water Right Claimant:

I recently received the packet of information you sent regarding evidence of priority for the above-mentioned claim. At this time, there are several points you should be aware of:

1. Part of the documentation you submitted for priority evidence included portions of the Muir vs. Allison Decree. However, our initial investigation indicates that the water right you referenced, was in fact applicable to the property on the north side of the Little Weiser River and not to the parcel you claimed. So evidence of when the water was diverted to your side of the creek is still needed.
2. The packet of deeds you sent, although helpful for establishing ownership, does not mention specific application of water to the property claimed in 67-04084. Thus, the deeds do not establish a priority date for 67-04084.
3. The tax documents from 1915 you included mention William and George Shaw, and lands assessed to them appear to match a portion of your property, described as: 15N 01W S10 NWNW and SENW. On closer inspection we determined those lands were on the opposite side of the creek from your own. We have a record of the points of diversion (PODs) for those lands and the diversion works would have allowed for irrigation of property on the other side of the creek from your own. You claim an additional parcel of property, described as 15N 01W S10 SWNW, which is not included in the 1915 documents and, as with the other parcels, still needs evidence of a priority date.

At this time, there is no solid evidence verifying a priority date for irrigation on the property you are claiming in 67-04084. There are several options open to you to establish a priority date on this property. In a case such as yours, most commonly, the claimant will obtain an affidavit from someone who has been in the area a lengthy amount of time who has personal knowledge of irrigation on the property. This could potentially be a neighbor to the property. I have included an affidavit form. Another option is to establish the date the diversion works was installed. This can be done through gathering information on the pump in place in the creek or establishing when the diversion works was put in place.

SCANNED

JAN 25 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

If you have any questions, please feel free to call me at (208) 287-4907.

Respectfully submitted,

Monica LB

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau

We do not know our neighbors.
We don't live in the area - we do
however plan to live on our property
We need the river water for irrigation.
The copies are from the previous
owners.

Thank you - Linda & Don
Warren

1/19/06

SCANNED

JAN 25 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 31, 1997

Re: Notice of Claim to a Water Right No. A67-10588, A67-04084

OTTO EDWIN ZINIKER
WILLA RUTH ZINIKER
1480 HWY 95
COUNCIL ID 83612

RECEIVED

JAN 23 2006

WATER RESOURCES
WESTERN REGION

Dear Mr. & Mrs. Ziniker:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure

SCANNED

JAN 25 2006

AJ0749MP
No. A67-10588

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/10/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ERVIN K BOBO	10/15/1904	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.02 CFS 0.04 CFS	
TOTAL DIVERSION:					0.06 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T15W R01W S10

NES1W

ADAMS County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S	Ac	T	R	S	Ac	T	R	S	Ac	T	R	S	Ac
15W	01W	10	10												

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S	Ac	T	R	S	Ac	T	R	S	Ac	T	R	S	Ac
15W	01W	10	10												

POU County: ADAMS

Non-Irrigation Uses: STOCKWATER, 12 BULLS; DOMESTIC, 1 HOME

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A67-10588

Remarks: GEN THIS USE WAS FIRST ESTABLISHED USING A SPRING, IN 1933 A WELL WAS
PUT IN, (SANDPOINT), THIS WAS REPLACED IN 1979 WITH THE DRILLED
WELL.
ADDRESS CHANGED PER REQUEST RECEIVED 8/2/96. LH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Post-It Fax Note	76/1
To: Kathy	7-10
Co/Dept: IDWR	Page 1
Phone #	Phone # 327-7906
Fax #	Fax #

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A67-10588**
Date Received: 10/ 5/1989
Receipt No: M004812
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: OTTO EDWIN ZINIKER
Address: 1480 HWY 95
COUNCIL ID

83612

208-253-4295

OR

Name: WILLA RUTH ZINIKER
Address: 1480 HWY 95
COUNCIL ID

83612

208-253-4295

2. Date of Priority: OCT 15, 1904

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	01W	10	NE	SW	NW		ADAMS

5. Description of diverting works:
WELL 93' DEEP, 6" CASING, 1 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 12 BULLS; DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
15N	01W	10	NW		NW		STOCK	
			SW		NW		DOMEST	
			SW		NW		STOCK	
			SE		NW		STOCK	

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

NONE

14. Remarks:

THIS USE WAS FIRST ESTABLISHED USING A SPRING, IN 1933 A WELL WAS PUT IN, (SANDPOINT), THIS WAS REPLACED IN 1979 WITH THE DRILLED WELL.

ADDRESS CHANGED PER REQUEST RECEIVED 8/2/96. LH
OWNERSHIP CHANGE BY DB 12/31/97.

15. Basis of Claim: BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 23, 2005

DON M WARREN SR
PO BOX 17
SALYER CA 95563-0017

RE: EVIDENCE OF PRIORITY FOR SNAKE RIVER BASIN ADJUDICATION
(SRBA) CLAIM 67-04084

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

If you have any questions, please feel free to call me at (208) 287-4907.

Respectfully submitted,

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau

67-4084 - p.d. claimed 1963

EOP - owner sent in copies of Muir v. Allison, old tax assessment (1915) and homestead certificate

Comments in file say may be part of 67-81

~~ment~~ EOP mentions George Shaw
William B. Shaw
Dave Duree

WR search for these names

William B. Shaw	67-90
05/01/1903	0.880 cfs = 44 in. = 70.4 ac @ 5/8 in.
15N 01W 2	SW SW
15N 01W 10	NENE
	SWNE
	SENE
	SE NW
	NESE
	NWSE
15N 01W 11	NWNW

George Shaw	67-89
05/01/1900	0.420 cfs = 21 in. = 33.6 ac @ 5/8 in.
15N 01W 3	NESW
	SESW
15N 01W 10	NWNE
	NENW

Dave Duree	67-92
05/01/1905	0.10 cfs = 5 in = 8 ac @ 5/8 in.
15N 01W 10	NWNW

67-4084	
05/01/1903	0.280 cfs
15N 01W 10	NWNW 2.5
	SW NW 10.0
	SE NW 1.1
	13.6

→ SWNW overlaps right 80A

← 80C Marcum 0.16

← 80D Carola Holdings 4.0

How is Craig recommending Carola Holdings?

CONVERSATIONAL MEMORANDUM

Date: October 4, 2005

To: File 67-4084

From: Craig L. Saxton

Subject: Phone Call - Evidence of Priority

Received a call from Loren Warren. She is going to be out of town until the first week in November. She wants to know if she can wait to get this information into us then. I told her I would note in the file that I told her we could wait on it.

I did a quick search and this right and it does not appear that there is any decreed water that overlaps this POU. I did ask the claimant if they had Lost Valley Share water and they said they didn't. So I don't see any obvious shortcuts and the claimant is going to have to come up with something.



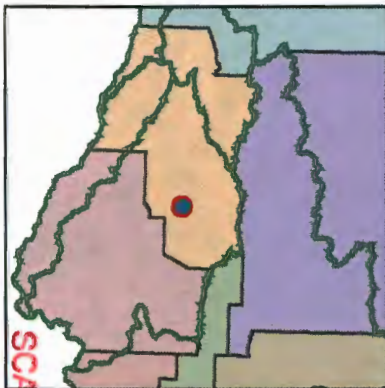
Idaho Department of Water Resources

Adjudication Claim Number: **67-4084**

T15N R01W

Legend

- PLS Sections
- GCDBQuarter Quarters



Adams County
IDWR Basin 67



0 0.2 0.4 Miles

Prepared by M. Van Bussum
On Wednesday, August 31, 2005
1987 Aerial Photography

DEC 15 2005

SCANNED

[illegible]

THIS DEED OF BARGAIN AND SALE made and Executed this 31st day of August 1901 by and between Charles W Conway, and Warren H Conway, of the County of Washington, and the State of Idaho, parties of the first part, and Henry Shaw, of the County of Washington and the State of Idaho, party of the second part,

WITNESSETH That the said party of the first part, for and in consideration of the sum of One Hundred and Fifty Dollars, in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, and sold and by these presents grant, bargain, sell, convey and confirm unto the said party of the second part and his heirs and assigns forever, the real estate in the County of Washington and State of Idaho, described as follows, to-wit:-

The North west quarter of the North west quarter of Section Ten (10) Township Fifteen (15) North of Range One (1) West of the Boise Meridian and containing Forty (40) acres, more or less, the intention being to convey hereby an absolute title in fee to said real estate.

TO HAVE AND TO HOLD the premises above described, with all the appurtenances there to belonging, unto the said second party, his heirs and assigns forever; the said Charles W Conway and Warren H Conway, hereby covenanting for themselves and their successors and assigns, that the above described premises are free from any incumbrances; that they have full right and power and authority to sell the same and that they will warrant and defend the title unto the said second party, his heirs and assigns, against the claims of all persons whomsoever lawfully claiming the same, excepting taxes of 1901 and subsequent years.

IN WITNESS WHEREOF the said parties of the first part has hereinto set their hands and seals the day and year first above written.

Witnesses:

E B Conway

H Frank Hubbard

Charles W Conway (Seal)

Warren H Conway (Seal)

State of Idaho)
County of Washington) ss

On this 31st day of August 1901 before me H Frank Hubbard, a Notary Public in and for said County, came Charles W Conway, and Warren H Conway, to me personally known to be the identical persons who executed the foregoing deed, and who, being by me duly sworn, and they acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

H Frank Hubbard

(S E A L)

Notary Public

Filed at request of Henry Shaw at 9 o'clock A M this 22nd day of July A D 1902

Fees \$1.25

I F Smith, Ex Officio Recorder

(Deeds 12-231)

SCANNED
DEC 05 2005

Claim # 67-1084

5

Prior- ity No.	Name of User	Description of Land	Source of Supply	Priority Date, Priority Index	
99.	Emma Arrington	10 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	11 16 1W Cottonwood Creek	6 5 02	5.00
99.	A. L. Freehafer	20 Acres S $\frac{1}{4}$ SE $\frac{1}{4}$	11 16 1W Cottonwood Creek	6 5 02	5.00
99.	Caldwell Commercial Bank	SW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 Acres NW $\frac{1}{4}$ NE $\frac{1}{4}$	23 16 1W Cottonwood Creek	6 5 02	58.00
99.	J. A. Carr	NW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 Acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 Acres NE $\frac{1}{4}$ NW $\frac{1}{4}$	14 16 1W Cottonwood Creek	6 5 02	25.00
99.	Emma Cool	30 Acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$	11 16 1W		
99.	Mrs. J. T. Root	NE $\frac{1}{4}$ NW $\frac{1}{4}$, 20 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	23 16 1W Cottonwood Creek	6 5 02	10.00
99.	S. D. Piper	SE $\frac{1}{4}$ NE $\frac{1}{4}$	10 16 1W Cottonwood Creek	6 5 02	96.00
99.	Jas. I. Stewart & Wm. F. Smith	SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$	11 16 1W		
100.	Wm. B. Shaw	20 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	11 16 1W Cottonwood Creek	6 5 02	10.00
100.	John Sweringen	SE $\frac{1}{4}$ SW $\frac{1}{4}$	11 16 1W Cottonwood Creek	6 5 02	20.00
100.	B. W. Turnipseed	NW $\frac{1}{4}$ NW $\frac{1}{4}$	11 15 1W Middle Fork	5 1 03	44.00
101.	Wm. Thelen	SW $\frac{1}{4}$ SW $\frac{1}{4}$	2 15 1W		
102.	Wm. Hahn	N $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$	10 15 1W		
102.	Weiser Irrigation District	S $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$	5 15 1W Middle Fork	5 1 08	6.00
102.	C. E. Schmitz	NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$	31 17 1E Mill Creek	5 1 03	18.00
102.	Fred C. Kruck	NW $\frac{1}{4}$ NW $\frac{1}{4}$	2 14 3W Rush Creek	5 23 03	12.50
102.	E. E. Lorton		Main Weiser	6 1 03	38.00
102.	Marion C. Potter		Main Weiser	5 1 04	2000.00
102.	Wm. Hahn		Pine Creek	5 1 04	12.00
102.	B. M. Holt		Pine Creek	5 1 04	10.00
102.	Isaac McMahan		Rush Creek	5 1 04	25.00
102.	C. E. Amidon		Rush Creek	5 1 04	9.375
102.	Dave Duree		Main Weiser	6 1 04	36.00
102.	Angus R. McDonald		Hornet Creek	4 1 05	30.00
102.	George Gould		Main Weiser	4 1 05	4.00
102.	Wm. Hahn		Pine Creek	5 1 05	11.00
102.	Mary E. Tomlinson		Pine Creek	5 1 05	5.00
102.	E. W. Tomlinson		Pine Creek	6 1 05	13.00
102.	Sarah Yantis		Main Weiser	6 1 05	7.00
102.	L. A. Spiva		Main Weiser	6 1 05	83.00
102.	Jas. Orton		East Fork	6 13 05	50.00
102.	George H. Bliss		East Fork	6 13 05	55.00
102.	Frank E. Brown		East Fork	6 13 05	40.00
102.	Henry Van Kleeck		East Fork	6 13 05	10.00
102.	Whitney P. James		Pine Creek	6 30 05	8.25
102.	J. B. Hamilton		East Fork	7 1 05	35.00
102.	Janet Ketchen		East Fork	7 1 05	70.00
102.	Fay McBirney		East Fork	7 1 05	37.50
102.	Riley Atkinson		East Fork	7 1 05	40.00
102.	J. D. Neale		East Fork	7 1 05	3.00
102.	Carrie M. Lowe		East Fork	7 1 05	3.00
102.	L. L. Burtenshaw & H. Houston		East Fork	7 1 05	4.00
102.	E. C. Smith		East Fork	7 1 05	3.50
102.	Nattie C. Burtenshaw		East Fork	7 1 05	3.00
102.	C. T. Ward		East Fork	7 1 05	2.50
102.	E. Medley		East Fork	7 1 05	5.00
102.	Minnie Rambo		East Fork	7 1 05	5.00
102.	V. H. Upchurch		East Fork	7 1 05	1.00
102.	H. W. Anderson		East Fork	7 1 05	1.00
102.	A. E. Felmley		East Fork	7 1 05	30.00
102.	C. F. Lappin		East Fork	7 1 05	30.00
102.	John Ingram		East Fork	7 1 05	20.00
102.	F. E. Weymouth		East Fork	7 1 05	30.00
102.	C. L. Weid		East Fork	7 1 05	10.00
102.	Lillian G. Spofford		East Fork	7 1 05	106.00
102.	Fred Cool		East Fork	7 1 05	37.00
102.	S. D. Piper		East Fork	7 1 05	25.00
102.	Anna L. Morrow		East Fork	7 1 05	5.00
102.	J. H. McGinley		East Fork	7 1 05	20.00
102.	Will Kaufman		East Fork	7 1 05	9.50
102.	J. Q. Kauffman		East Fork	7 1 05	10.00
102.	W. H. Camp		East Fork	7 1 05	40.00
102.	C. A. Pindics & F. P. Hagan		East Fork	7 1 05	30.00
102.	J. A. Carr		East Fork	7 1 05	15.00
102.	Council Valley Orchards		East Fork	7 1 05	110.00
102.	Joseph Allison		Pine Creek	5 1 06	30.00
102.	Wm. Toors		Pine Creek	5 1 06	7.50
102.	Philip Walston		Main Weiser	5 1 06	4.00
102.	S. D. Goshert		Main Weiser	5 1 06	38.00
102.	G. T. Hamill		Main Weiser	5 1 06	25.00
102.	A. M. Read		Keithley Creek	5 1 06	8.25
102.	Council Valley Orchards		Mill Creek	6 1 06	100.00
102.	Thos. Ray		Spring Creek	8 11 06	12.50
102.	Frank Courtright		Spring Creek	8 11 06	1.00
102.	G. W. Lattis		Spring Creek	8 11 06	10.00
102.	Jas. C. Tuttle		Spring Creek	8 11 06	10.00
102.	Andrew Miller		Spring Creek	8 11 06	9.00
102.	G. W. Rowley		Spring Creek	8 11 06	5.00
102.	L. Etta Wilson		Rush Creek	5 1 07	8.00
102.	John Cornett		Fall Creek	12 3 07	58.00
102.	Hattie Gilbert		Fall Creek	12 3 07	74.00
102.	John Roberts		Fall Creek	12 30 07	125.00
102.	S. L. Goodwin		Fall Creek	12 30 07	62.33
102.	Joel W. Wiemer		Pine Creek	5 1 08	41.00
102.	E. R. Windes		Main Weiser	5 1 08	135.00
102.	R. E. Wilson		Rush Creek	10 29 08	20.00
102.	R. E. Wilson & Edwin J. Hill		Rush Creek	10 29 08	136.00
102.	Daniel W. Bradshaw		Rush Creek	10 29 08	19.00
102.	Silas L. Craddock		Rush Creek	10 29 08	23.00
102.	Edward E. Lorton		Rush Creek	10 29 08	63.00
102.	Ralph Yantis		East Fork	12 31 08	8.00
102.	Henry & Orma Harsh		Pine Creek	5 1 09	13.50
102.	C. W. Holmes		Little Weiser	6 1 09	8.50
102.	John Woods		Little Weiser	6 1 09	7.00
102.	Elizabeth Woods		Little Weiser	6 1 09	10.00
102.	J. V. Morrison		Mill Creek	7 1 09	16.00
102.	Orchards Water Company		Middle Fork	9 11 09	3500.00
102.	Andrew Schweinfurter		Pine Creek	5 1 10	2.00
102.	Arthur Moon		Pine Creek	5 1 10	5.00
102.	E. R. Windes		Main Weiser	5 18 10	20.00
102.	First Bank of Council		Main Weiser	5 18 10	5.00
102.	J. J. Jones		Main Weiser	2 25 10	3.00
102.	Frank C. Downs		Pine Creek	6 1 10	5.00
102.	Goldie Abernathy		Main Weiser	8 27 10	50.00
102.	Fred M. Jewell		Main Weiser	8 27 10	50.00
102.	Chas. R. Edwards		Rush Creek	3 20 11	27.00
102.	E. E. Edwards, Admr		Rush Creek	3 20 11	20.00
102.	W. J. Herron		Main Weiser	3 25 11	41.00

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DEC 05 2005

Prior- ity No.	Name of User	Description of Land	Source of Supply	Priority Date, Priority In	
99.	Emma Arrington	10 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	11 16 1W Cottonwood Creek	6 5 02	5.00
99.	A. L. Freehafer	20 Acres S $\frac{1}{4}$ SE $\frac{1}{4}$	11 16 1W Cottonwood Creek	6 5 02	5.00
99.	Caldwell Commercial Bank	SW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 Acres NW $\frac{1}{4}$ NE $\frac{1}{4}$	23 16 1W Cottonwood Creek	6 5 02	58.00
99.	J. A. Carr	NW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 Acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 Acres NE $\frac{1}{4}$ NW $\frac{1}{4}$	14 16 1W Cottonwood Creek	6 5 02	25.00
99.	Emma Cool	30 Acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$	11 16 1W		
99.	Mrs. J. T. Root	NE $\frac{1}{4}$ NW $\frac{1}{4}$, 20 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	23 16 1W Cottonwood Creek	6 5 02	10.00
		SE $\frac{1}{4}$ NE $\frac{1}{4}$	10 16 1W Cottonwood Creek	6 5 02	96.00
99.	S. D. Piper	SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$	11 16 1W		
99.	Jas. I. Stewart & Wm. F. Smith	20 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	11 16 1W Cottonwood Creek	6 5 02	10.00
99.	Wm. B. Shaw	SE $\frac{1}{4}$ SW $\frac{1}{4}$	11 16 1W Cottonwood Creek	6 5 02	20.00
100.		NW $\frac{1}{4}$ NW $\frac{1}{4}$	11 15 1W Middle Fork	5 1 03	44.00
		SW $\frac{1}{4}$ SW $\frac{1}{4}$	2 15 1W		
		N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$	10 15 1W		
100.	John Swearingen	S $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$	5 15 1W Middle Fork	5 1 03	6.00
100.	B. W. Turnipseed	NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$	31 17 1E Mill Creek	5 1 03	18.00
101.	Wm. Thelen	NW $\frac{1}{4}$ NW $\frac{1}{4}$	2 14 3W Rush Creek	5 23 03	12.50
102.	Wm. Hahn		6 1 03 Main Weiser	5 1 03	38.00
103.	Weiser Irrigation District		5 1 04 Main Weiser	5 1 04	2000.00
103.	C. E. Schmitz		5 1 04 Pine Creek	5 1 04	12.00
103.	Fred C. Kruck		5 1 04 Pine Creek	5 1 04	10.00
103.	E. E. Lorton	SW $\frac{1}{4}$ SW $\frac{1}{4}$	36 15 3W Rush Creek	5 1 04	25.00
103.	Marion C. Potter	S $\frac{1}{2}$ SE $\frac{1}{4}$	15 15 3W Rush Creek	5 1 04	9.375
		N $\frac{1}{2}$ NE $\frac{1}{4}$	22 15 3W		
104.	Wm. Hahn		6 1 04 Main Weiser	6 1 04	36.00
105.	B. M. Holt		4 1 05 Hornet Creek	4 1 05	30.00
105.	Isaac McMahan		4 1 05 Main Weiser	4 1 05	4.00
106.	C. E. Amidon		5 1 05 Pine Creek	5 1 05	11.00
106.	Dave Durce	10 Acres NW $\frac{1}{4}$ NW $\frac{1}{4}$	10 15 1W Middle Fork	5 1 05	5.00
107.	Angus R. McDonald		6 1 05 Pine Creek	6 1 05	13.00
107.	George Gould		6 1 05 Main Weiser	6 1 05	7.00
107.	Wm. Hahn		6 1 05 Main Weiser	6 1 05	83.00
108.	Mary E. Tomlinson	S $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$	13 17 1W East Fork	6 13 05	50.00
108.	E. W. Tomlinson	E $\frac{1}{2}$ SE $\frac{1}{4}$	13 17 1W East Fork	6 13 05	55.00
		N $\frac{1}{2}$ NE $\frac{1}{4}$	24 17 1W		
108.	Sarah Yantis	S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$	13 17 1W East Fork	6 13 05	40.00
108.	L. A. Spiva	SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$	13 17 1W East Fork	6 13 05	10.00
109.	Jas. Orton	NW $\frac{1}{4}$ SE $\frac{1}{4}$	29 16 4W Pine Creek	6 30 05	8.25
110.	George H. Bliss	NE $\frac{1}{4}$ NE $\frac{1}{4}$	36 17 1W East Fork	7 1 05	35.00
		NW $\frac{1}{4}$ NW $\frac{1}{4}$	11 16 1W		
110.	Frank E. Brown	SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$	1 17 1W East Fork	7 1 05	70.00
		SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$	2 16 1W		
110.	Henry Van Kleeck	SW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 Acres NW $\frac{1}{4}$ NE $\frac{1}{4}$	3 16 1W East Fork	7 1 05	27.50
110.	Whitney P. James	NW $\frac{1}{4}$	1 16 1W East Fork	7 1 05	40.00
110.	J. S. Hamilton	20 Acres NE $\frac{1}{4}$ NE $\frac{1}{4}$	3 16 1W East Fork	7 1 05	10.00
110.	Janet Ketchen	NW $\frac{1}{4}$ NE $\frac{1}{4}$	10 16 1W East Fork	7 1 05	20.00
110.	Fay McBirney	NE $\frac{1}{4}$ NE $\frac{1}{4}$	3 16 1W East Fork	7 1 05	20.00
110.	Riley Atkinson	25 Acres SE $\frac{1}{4}$ NE $\frac{1}{4}$	15 16 1W East Fork	7 1 05	14.00
		NE $\frac{1}{4}$ NW $\frac{1}{4}$	11 16 1W		
110.	J. D. Neale	Lots 1, 2, 3, 4, 5 Perrill's Div. Council	East Fork	7 1 05	3.00
110.	Carrie M. Lowe	Lots 22, 27, Blk. 11, Perrill's Div. Council	East Fork	7 1 05	3.00
110.	L. L. Burtenshaw & H. Houston	Lots 24, 36, Inc., Perrill's Div. Council	East Fork	7 1 05	4.00
110.	E. C. Smith	Lots 21, 24, Blk. 1 Whiteley Add. Council	East Fork	7 1 05	3.50
110.	Nettie C. Burtenshaw	" Acres in Council	East Fork	7 1 05	3.00
110.	C. T. Ward	Lot 3, Blk. 4, Whiteley Add. Council	East Fork	7 1 05	2.50
110.	E. Medley	Tracts C & D Hill Div. Council	East Fork	7 1 05	5.00
110.	Minnie Rambo	12 $\frac{1}{2}$ Acres SE $\frac{1}{4}$ SE $\frac{1}{4}$	10 16 1W East Fork	7 1 05	5.00
110.	V. H. Upchurch	NE $\frac{1}{4}$ SE $\frac{1}{4}$, 11 Acres SE $\frac{1}{4}$ SE $\frac{1}{4}$	10 16 1W East Fork	7 1 05	10.00
110.	H. W. Anderson	SW $\frac{1}{4}$ SE $\frac{1}{4}$	36 17 1W East Fork	7 1 05	5.00
110.	A. E. Felmley	S $\frac{1}{2}$ SW $\frac{1}{4}$	25 17 1W East Fork	7 1 05	30.00
110.	C. F. Lappin	E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$	25 17 1W East Fork	7 1 05	30.00
		NE $\frac{1}{4}$ SE $\frac{1}{4}$	26 17 1W		
110.	John Ingram	NE $\frac{1}{4}$ NE $\frac{1}{4}$	10 16 1W East Fork	7 1 05	20.00
110.	F. E. Weymouth	NE $\frac{1}{4}$ SW $\frac{1}{4}$	36 17 1W East Fork	7 1 05	30.00
110.	C. L. Weed	5 Acres SE $\frac{1}{4}$ NE $\frac{1}{4}$	15 16 1W East Fork	7 1 05	10.00
		SW $\frac{1}{4}$ NW $\frac{1}{4}$	14 16 1W		
110.	Lillian G. Spofford		East Fork	7 1 05	100.00
110.	Fred Cool	SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$	23 16 1W East Fork	7 1 05	37.00
110.	S. D. Piper	N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$	15 16 1W East Fork	7 1 05	25.00
110.	Anna L. Morrow	NW $\frac{1}{4}$ SE $\frac{1}{4}$	23 16 1W East Fork	7 1 05	5.00
110.	J. H. McGinley	SE $\frac{1}{4}$ NE $\frac{1}{4}$	3 16 1W East Fork	7 1 05	20.00
110.	Will Kaufman	20 Acres NW $\frac{1}{4}$ NE $\frac{1}{4}$	3 16 1W East Fork	7 1 05	9.50
110.	J. Q. Kaufman	4 Acres SE $\frac{1}{4}$ SE $\frac{1}{4}$	34 17 1W East Fork	7 1 05	10.00
		20 Acres NE $\frac{1}{4}$ NE $\frac{1}{4}$	3 16 1W		
110.	W. H. Camp	W $\frac{1}{2}$ SW $\frac{1}{4}$	2 16 1W East Fork	7 1 05	40.00
110.	C. A. Findles & F. P. Hagan	SE $\frac{1}{4}$ SW $\frac{1}{4}$	16 1W East Fork	7 1 05	30.00
110.	J. A. Carr	25 Acres NW $\frac{1}{4}$ NE $\frac{1}{4}$, 15 Acres NE $\frac{1}{4}$ NW $\frac{1}{4}$	14 16 1W East Fork	7 1 05	15.00
		10 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	14 16 1W		
		30 Acres SE $\frac{1}{4}$ SE $\frac{1}{4}$	11 16 1W		
110.	Council Valley Orchards	S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$	2 16 1W East Fork	7 1 05	110.00
111.	Joseph Allison		5 1 06 Pine Creek	5 1 06	30.00
111.	Wm. Toora	NE $\frac{1}{4}$ SE $\frac{1}{4}$	4 15 4W Pine Creek	5 1 06	7.50
111.	Philip Walston		5 1 06 Main Weiser	5 1 06	4.00
111.	S. D. Goshert	NW $\frac{1}{4}$ NW $\frac{1}{4}$	26 17 1W Main Weiser	5 1 06	38.00
		W $\frac{1}{2}$ SW $\frac{1}{4}$	23 17 1W		
111.	G. T. Hamill		5 1 06 Main Weiser	5 1 06	25.00
111.	A. M. Reed		5 1 06 Keithley Creek	5 1 06	6.25
112.	Council Valley Orchards		6 1 06 Mill Creek	6 1 06	100.00
113.	Thos. Ray		8 11 04 Spring Creek	8 11 04	12.50
113.	Frank Courtright	1 $\frac{1}{4}$ Acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$	8 11 06 Spring Creek	8 11 06	1.00
113.	G. W. Lattig	15 $\frac{1}{4}$ Acres SE $\frac{1}{4}$ NE $\frac{1}{4}$	8 11 06 Spring Creek	8 11 06	10.00
113.	Jas. C. Tuttle	15 Acres SE $\frac{1}{4}$ NE $\frac{1}{4}$	8 11 06 Spring Creek	8 11 06	10.00
113.	Andrew Miller	32 Acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, 3 Acres NW $\frac{1}{4}$ SE $\frac{1}{4}$	8 11 06 Spring Creek	8 11 06	9.00
113.	G. W. Rowley	8 Acres NE $\frac{1}{4}$ NE $\frac{1}{4}$	8 11 06 Spring Creek	8 11 06	5.00
114.	L. Etta Wilson		5 1 07 Rush Creek	5 1 07	8.00
114.	John Cornett	E $\frac{1}{2}$ SW $\frac{1}{4}$	35 15 1E Fall Creek	12 3 07	58.00
115.	Hattie Gilbert	NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$	30 15 1E Fall Creek	12 3 07	74.00
		NW $\frac{1}{4}$ SE $\frac{1}{4}$	25 15 1W		
115.	John Roberts	NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$	25 15 1W Fall Creek	12 30 07	125.00
115.	S. L. Goodwin	S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$	35 15 1W Fall Creek	12 30 07	62.33
116.	Joel W. Wiamer	NE $\frac{1}{4}$ SW $\frac{1}{4}$	18 15 3W Pine Creek	5 1 08	41.00
116.	E. R. Windes	W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$	26 17 1W Main Weiser	5 1 08	135.00
		N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$	26 17 1W		
117.	R. E. Wilson		10 29 08 Rush Creek	10 29 08	30.00
117.	R. E. Wilson & Edwin J. Hill		10 29 08 Rush Creek	10 29 08	136.00
117.	Daniel W. Bradshaw	SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$	26 15 3W Rush Creek	10 29 08	19.00
117.	Silas L. Craddock	SE $\frac{1}{4}$ SW $\frac{1}{4}$	36 15 3W Rush Creek	10 29 08	23.00
117.	Edward E. Lorton	S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$	35 15 3W Rush Creek	10 29 08	63.00
118.	Ralph Yantis	NW $\frac{1}{4}$ NE $\frac{1}{4}$	13 17 1W East Fork	12 31 08	8.00
119.	Henry & Orma Harsh	NW $\frac{1}{4}$ NW $\frac{1}{4}$	13 15 4W Pine Creek	5 1 09	13.50
119.	C. W. Holmes	NW $\frac{1}{4}$ SW $\frac{1}{4}$	4 16 1W Mill Creek	5 1 09	8.50
120.	John Woods	10 Acres NW $\frac{1}{4}$ NW $\frac{1}{4}$	11 14 1W Little Weiser	6 1 09	7.00
120.	Elizabeth Woods	SW $\frac{1}{4}$ SW $\frac{1}{4}$	2 14 1W Little Weiser	6 1 09	10.00
		20 Acres NW $\frac{1}{4}$ NW $\frac{1}{4}$	11 14 1W		
121.	J. V. Morrison	E $\frac{1}{2}$ SE $\frac{1}{4}$	4 16 1W Mill Creek	7 1 09	16.00
122.	Orchards Water Company	Land under ditch	3 11 09 Middle Fork	3 11 09	3500.00
123.	Andrew Schweinfurter	SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$	3 14 3W Pine Creek	5 1 10	2.00
123.	Arthur Moon	SW $\frac{1}{4}$ NE $\frac{1}{4}$	3 15 4W Pine Creek	5 1 10	5.00
124.	E. R. Windes		5 18 10 Main Weiser	5 18 10	20.00
124.	First Bank of Council	10 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$	26 17 1W Main Weiser	5 18 10	5.00
125.	J. J. Jones	NE $\frac{1}{4}$ NE $\frac{1}{4}$	27 17 1W Main Weiser	2 25 10	8.00
		E $\frac{1}{2}$ SE $\frac{1}{4}$	22 17 1W		
126.	Frank C. Downs	W $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$	3 15 4W Pine Creek	6 1 10	5.00
		NE $\frac{1}{4}$ NE $\frac{1}{4}$	10 15 4W		
127.	Goldie Abernathy	S $\frac{1}{2}$ SE $\frac{1}{4}$	31 15 2W Main Weiser	8 27 10	50.00
127.	Fred M. Jewell	NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$	31 15 2W Main Weiser	8 27 10	50.00
128.	Chas. R. Edwards	SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$	36 15 3W Rush Creek	3 20 11	27.00
128.	E. E. Edwards, Admr.	NE $\frac{1}{4}$ SE $\frac{1}{4}$	39 15 3W Rush Creek	3 20 11	20.00
		SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$	38 15 3W		
129.	W. J. Herron	E $\frac{1}{2}$ SE $\frac{1}{4}$	1 14 3W Main Weiser	3 25 11	41.00

This Indenture, made this 21st day of September in the year of our Lord, One Thousand Nine Hundred and Six, between Henry Shaw a widower of Council, County of Washington, State of Idaho, the party of the first part and C. A. Barbour of Council, County of Washington, State of Idaho, the party of the second part,

Witnesseth, That the said party of the first part, for and in consideration of the sum of Six Hundred Dollars (\$600.00) lawful money of the United States, of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged has granted, bargained and sold and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part and to his heirs and assigns forever, all the following described real estate situate in the County of Washington, State of Idaho to wit:

The North West Quarter of the North West Quarter of Section Ten (10) Township Fifteen (15) North, of Range One (1) West B. M. containing forty acres (40) less a strip off the same heretofore deeded by the grantor herein to George Shaw on the 26th day of May 1906 which strip is bounded and described as follows to wit:

Commencing for the same at the south east corner of the North West Quarter of the North West Quarter of Section Ten(10) Township Fifteen (15) North of Range One (1) West B. M. running thence north along the east line of said quarter to the point where said east line crosses the eastern boundary of the County road running from Indian Valley to Council Idaho, thence in a south westerly direction along the eastern boundary of of said road to the point where said boundary line intersects the southern boundary of said North West Quarter of the North West Quarter of Section Ten (10), thence east along said southern boundary line to the place of beginning, containing three (3) acres more or less; also all waters, water rights, dams, ditches, flumes and irrigating works of whatever nature used upon, belonging to or appurtenant to said lands.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof and all estate, right title and interest in and to the said property as well in law as in equity of the said party of the first part.

To Have and to Hold all and singular the above mentioned and described premises, together with the appurtenances unto the party of the second part and to his heirs and assigns forever. And the said party of the first part and his heirs the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns against the said party of the first part and his heirs and against all and every person and persons whomsoever lawfully claiming or to claim the same shall and will warrant and by these presents forever defend. In Witness Whereof the said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered

Henry Shaw (Seal)

In the presence of

A. L. Freehafer

State of Idaho }
County of Washington } ss

On this 21st day of September in the year 1906 before me A. L. Freehafer a Notary Public in and for said County, personally appeared Henry Shaw a widower known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same,

In Witness Whereof I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

A. L. Freehafer

Notary Public

{Notarial}
Seal }

My commission expires July 4, 1908.

Filed for record at request of A. L. Freehafer at 2:30, o'clock P. M. September 28, 1906.

Frank E. Smith

Ex Officio Recorder

SCANNED

DEC 15 2005

CLAIM # 67-4084

INSTRUMENT NO. 4738.

QUIT CLAIM DEED.

THIS INDENTURE, Made this twenty-eighth day of September, in the year of our Lord one thousand nine hundred and fifteen between Nancy M. Barbour, divorcee and unmarried woman, of Council, County of Adams, State of Idaho, the party of the first part and Charles A. Barbour, of Council, County of Adams, State of Idaho, the party of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One Dollar, lawful money of the United States of America, to her receipt whereof is hereby acknowledged, in hand paid by the said party of the second part, release and forever QUIT does by these presents remise, CLAIM, unto the said party of the second part, and to his heirs and assigns, all that certain real estate situate, lying and being in the County of Adams, State of Idaho, bounded and particularly described as follows, to-wit:-

The South-east Quarter of the North-east Quarter of Section Nine (9); the North-west Quarter of the South-west Quarter, the South-west Quarter of the North-west Quarter, and the North-west Quarter of the North-west Quarter of Section Ten, (10), all in Township Fifteen (15) North of Range One (1) West of Boise Meridian, in Idaho; EXCEPTING therefrom a parcel of land being a portion of the said North-west Quarter of the North-west Quarter of said Section Ten, (10) said Township and range, bounded and described as follows, to-wit;- Commencing therefor at the South-east Corner of the said North-west Quarter of the North-west Quarter of said Section Ten, (10), said Township and range, running thence North along the East line of said Quarter to a point where said East line intersects the eastern boundary of the county road running from Indian Valley to Council, Idaho, thence in a south-westerly direction along the eastern boundary line of said road, to a point where said boundary line of said road intersects the South boundary line of North-west Quarter of the North-west Quarter of said Section Ten (10), said Township and range, thence East along said South Boundary line to the point and place of beginning; there also being conveyed hereby together with said land, all waters, water-rights, dams, ditches, flumes and irrigating works of whatever nature, used upon, connected with or in any wise appertaining to said lands hereby conveyed,

SW NW 10
NW NW 10

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal, the day and year first above written.

Nancy M. Barbour (SEAL)

State of Idaho)
County of Canyon) ss.

On this 30th day of September, 1915, before me, the undersigned, a Notary Public in and for the said County and State personally appeared Nancy M. Barbour, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate written.

(SEAL)

Martin O. Luther
Notary Public
Canyon County, Idaho.

Martin O. Luther

Notary Public

Residing at Payette, Idaho.

I. R. \$1.00 Can.

Recorded at the request of C. A. Barbour at 45 minutes past 2 o'clock P. M.,
this 6th day of Oct., A. D. 1915.

Fees, \$1.40

C. W. Holmes Ex-Officio Recorder

2232-27

Claim # 67-1084

INSTRUMENT NO. 5276.

Boise 012872

THE UNITED STATES OF AMERICA,
TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Boise, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of

CHARLES A. BARBOUR

has been established and duly consummated, in conformity to law, for the SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION NINE AND THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION TEN IN TOWNSHIP FIFTEEN NORTH OF RANGE ONE WEST OF THE BOISE MERIDIAN, IDAHO, CONTAINING ONE HUNDRED TWENTY ACRES, 120 ac according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

(S E A L)
United States
General Land Office

GIVEN under my hand at the City of Washington, the Twenty-Second day of December in the year of our Lord one thousand nine hundred and Fifteen and of the Independence of the United States the one hundred and Fortieth.

By the President: Woodrow Wilson

By M P. LeRoy, Secretary,

L. Q. C. Lamar
Recorder of the General Land Office.

RECORDED: Patent Number
504547

Recorded at the request of E. C. Smith at 25 minutes past 10 o'clock A. M., this 15th day of May A. D. 1916

C. W. Holmes Recorder

Matilda Moser Deputy

Fees, \$1.00

SW 1/4 10
NW 1/4 108
M-M-68

SCANNED

DEC 05 2005

Claim # 67-4084

INSTRUMENT NO. 9643

THIS INDENTURE, Made this Ninth day of November in the year of our Lord nineteen hundred and twenty, between EDWARD AUSTIN and CATHERINE R. AUSTIN, his wife of Council, County of Adams, State of Idaho the parties of the first part, and JOHN H. SHAW of Council, County of Adams State of Idaho the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of THIRTY-FIVE HUNDRED DOLLARS lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs, and assigns forever, all the following described real estate, situated in Adams County, State of Idaho, to-wit:

The Northwest Quarter of the Northwest Quarter of Section Ten, Township Fifteen North Range One West, B.M. except a strip of land bounded as follows:- Commencing at the S.E. corner of NW $\frac{1}{4}$ NW $\frac{1}{4}$ sec. 10, Tp. 15 N R 1 W B M, running thence North along the East line of said quarter to a point where said east line crosses the eastern boundary of the County road, running from Indian Valley to Council, Idaho, thence in a southwesterly direction along the eastern boundary of said road to the point where said boundary intersects the southern boundary of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, thence east along said southern boundary line to place of beginning. Also excepting a piece of land three rods by fifteen rods, more particularly described in Quit Claim Deed to Charles Barbour, dated September 14th, 1920, also excepting a piece of land for right-of-way for tramway across above described lands deeded to David W. VanHoesen and Charles P. Seymour, and more particularly described in book 7 of Deeds page 393, Adams County, Idaho

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property as well in law as in equity of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, their heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year above written.

Signed, Sealed and Delivered
in Presence of -- -- --
I.R. \$3.50, Cancelled

Edward Austin (SEAL)
Catherine R. Austin (SEAL)

STATE OF IDAHO)

County of Adams) ss.

On this 9th day of November in the year 1920, before me J.A. Carr a Notary Public in and for said State, personally appeared Edward Austin and Catherine R. Austin known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(SEAL)
J.A. CARR
NOTARY PUBLIC
STATE OF IDAHO

J.A. Carr Notary public,
residing at Council, Idaho.

SCANNED

DEC 05 2005

Claim # 67-4084

INSTRUMENT NO. 29580

THIS INDENTURE, Made this 24th day of October in the year of our Lord one thousand nine hundred and Fory Four, between CHARLES R. BARBOUR and ZORA BARBOUR, husband and wife, of Ontario, County of Malheur, State of Oregon, the parties of the first part, and CHARLES D. ARNOLD, of New Meadows, County of Adams, State of Idaho, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of SIX HUNDRED AND NO/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in the County of Adams, State of Idaho, to-wit:

The following lots, pieces or parcels of land, all situate in Section Ten (10) in Township Fifteen (15) North of Range One (1) West of Boise Meridian, to-wit:

The Northeast Quarter of the Southwest Quarter of the Northwest Quarter:

A tract of land situate in the Southeast corner of the Northwest Quarter of the Northwest Quarter, said Section, Township and Range described as commencing at the Southeast corner of the Northwest Quarter of the Northwest Quarter and running thence West along the South boundary of said subdivision Twenty-three (23) Rods to the East boundary line of the old County Road through said sub-division; thence in a North-easterly direction along the said East boundary line of said Road, a distance of Fourteen (14) Rods to the South pier of the bridge over Middle Fork of the Weiser River; thence easterly along the South Bank of the Middle Fork of the Weiser River to the East line of said Northwest Quarter of the Northwest Quarter, said Section, Township and Range: thence South along the East line thereof Four (4) Rods, more or less, to the point and place of beginning and containing One (1) acre, more or less:

And a tract of land described as commencing on the South boundary line of the Northwest Quarter of the Northwest Quarter of said Section, Township and Range where the West boundary line of the County Road leading across Middle Fork of the Weiser River, (known as the Council-Indian Valley Road) intersects said boundary line of said Northwest Quarter of the Northwest Quarter; thence West on said South boundary line Three (3) Rods; thence North at right angles Fifteen (15) Rods to a point where the same intersects Middle Fork of the Weiser River; thence East Three (3) Rods; thence South Fifteen (15) to the place of beginning.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part,

SCANNED

DEC 05 2005

his heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

The warranty herein-before contained shall not extend to any taxes levied or assessed against said lands subsequent to the year 1941, or to any lien, charge or encumbrance on said premises created, permitted or suffered by the party of the second part, or by anyone claiming by, through or under him, subsequent to April 9th 1942.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered
in Presence of _____

Charles R. Barbour (SEAL)

Zora Barbour (SEAL)

STATE OF IDAHO)
COUNTY OF ADAMS) ss.

On this 26th day of October in the year 1944, before me, the undersigned, a Notary Public in and for said State, personally appeared CHARLES R. BARBOUR and ZORA BARBOUR, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(NOTARIAL SEAL)

Carl H. Swanstrom,

Notary Public for the State of Idaho,
Residing at Council, Idaho

I. R. \$1.10 attached and cancelled.

Recorded at the request of Mrs. Marvin Davenport at 10 minutes past 1 o'clock P. M., this 2nd day of November, A. D. 1945.

Matilda Moser, Recorder

By Claire Perkins, Deputy

Fee \$1.60

SCANNED

DEC 05 2005

Claim # 67-4084

THIS INDENTURE, Made this 20th day of October in the year of our Lord one thousand nine hundred and Forty-Five, between CHARLES D. ARNOLD and LOIS W. ARNOLD, husband and wife, of New Meadows, County of Adams, State of Idaho, the parties of the first part, and MARTHA DAVENPORT of Council, County of Adams, State of Idaho, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of SEVEN HUNDRED FIFTY AND NO/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, ha__ granted, bargained and sold, and by these presents do__ grant, bargain, sell, convey and confirm unto the said party of the second part, and to her heirs and assigns forever, all of the following described real estate, situated in the County of Adams, State of Idaho, to-wit:

The following lots, pieces or parcels of land, all situate in Section Ten (10) in Township Fifteen (15) North of Range One (1) West of Boise Meridian, to-wit:

The Northeast Quarter of the Southwest Quarter of the Northwest Quarter; A tract of land situate in the Southeast corner of the Northwest Quarter of the Northwest Quarter, said Section, Township and Range described as commencing at the Southeast corner of the Northwest Quarter of the Northwest Quarter and running thence West along the South boundary of said subdivision Twenty-three (23) Rods to the East boundary line of the old County Road through said subdivision; thence in a Northeasterly direction along the said East boundary line of said Road, a distance of Fourteen (14) Rods to the South pier of the bridge over Middle Fork of the Weiser River; thence easterly along the South bank of the Middle Fork of the Weiser River to the East line of said Northwest Quarter of the Northwest Quarter, said Section, Township and Range; thence South along the East line thereof Four (4) Rods, more or less, to the point and place of beginning and containing One (1) acre, more or less;

And a tract of land described as commencing on the South boundary line of the Northwest Quarter of the Northwest Quarter of said Section, Township and Range where the West boundary line of the County Road leading across Middle Fork of the Weiser River, (known as the Council-Indian Valley Road) intersects said boundary line of said Northwest Quarter of the Northwest Quarter; thence West on said South boundary line Three (3) Rods; thence North at right angles Fifteen (15) Rods to a point where the same intersects Middle Fork of the Weiser River; thence East Three (3) Rods; thence South Fifteen (15) Rods to the place of beginning.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to her heirs and assigns forever and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, her heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

SCANNED

DEC 05 2005

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hand and seals the day and year first above written.

Signed, Sealed and Delivered in
Presence of _____

Charles D. Arnold (SEAL)

Lois W. Arnold (SEAL)

STATE OF IDAHO,)
COUNTY OF ADAMS) ss.

On this 20th day of October in the year 1945, before me, the undersigned, a Notary Public in and for said State, personally appeared CHARLES D. ARNOLD and LOIS W. ARNOLD, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(NOTARIAL SEAL)

Carl H. Swanstrom

Notary Public for the State of Idaho,
Residing at Council, Idaho.

I. R. \$1.10 attached and cancelled.

Recorded at the request of Mrs. Marvin Davenport at 12 minutes past 1 o'clock P. M. this 2nd day of November, A. D. 1945.

Matilda Moser, Recorder

By Claire Perkins, Deputy

Fee \$1.60

22-82

SCANNED

DEC 5 2005

THIS INDENTURE, Made this 28th day of February in the year of our Lord one thousand nine hundred and Forty Six, between MARTHA DAVENPORT and MARVIN DAVENPORT, her husband, of Council, County of Adams, State of Idaho, the parties of the first part, and EVAGELINE J. BALL and RALPH M. BALL, her husband, of Council, County of Adams, State of Idaho, the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of EIGHT HUNDRED FIFTY AND NO/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in the, County of Adams, State of Idaho, to-wit:

The following tracts of land, situate in Section 10, Township 15 North, Range 1 West Boise Meridian, as follows:

The Northeast Quarter of the Southwest Quarter of the Northwest Quarter;
A tract of land situate in the Southeast corner of the Northwest Quarter of the Northwest Quarter, said Section, Township and Range, described as commencing at the Southeast corner of the Northwest Quarter of the Northwest Quarter and running thence West along the South boundary of said Sub-Division 23 rods to the East boundary line of the old County Road through said Sub-Division; thence in a northeasterly direction along said East boundary line of said Road a distance of 14 rods to the South pier of the Bridge over Middle Fork of the Weiser River; thence easterly along the South bank of the Middle Fork of Weiser River to the East line of said Northwest Quarter of the Northwest Quarter, said Section, Township and Range; thence South along the East line thereof 4 rods, more or less, to the point and place of beginning, and containing One (1) acre, more or less: and a tract of land described as commencing on the South boundary line of the Northwest Quarter of the Northwest Quarter of said Section, Township and Range where the West boundary line of the County Road leading across Middle Fork of the Weiser River, (known as the Council-Indian Valley Road) intersects the boundary line of said Northwest Quarter of the Northwest Quarter; thence West on said South boundary line 3 Rods; thence North at right angles 15 Rods to a point where the same intersects Middle Fork of the Weiser River; thence East 3 Rods; thence South 15 Rods to the place of beginning.

This conveyance is made subject to taxes on said lands for 1946

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF) Martha Davenport (Seal)
)
) Marvin Davenport (Seal)

STATE OF IDAHO, }
County of Adams } SS.

On this 28th day of February in the year 1946, before me Carl H. Swanstrom, a Notary Public in and for said State, personally appeared MARTHA DAVENPORT and MARVIN DAVENPORT, husband and wife known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(Notarial Seal) Carl H. Swanstrom
Notary Public for the State of Idaho,
Residing at Council, Idaho.

I. R. \$1.10 attached and cancelled.

Recorded at the request of Ralph M. Ball at 20 minutes past 10 o'clock AM this 26th day of February, 1951.

Fee \$1.50

Mabel Hoover, Recorder
By Dorothy Brown, Deputy

INSTRUMENT NO. 35635

WARRANTY DEED

THIS INDENTURE, Made this 7th day of October, in the year of our Lord one thousand nine hundred and Fifty-three, between Ralph M. Ball and Evageline J. Ball, husband and wife, of Council, County of Adams, State of Idaho, the parties of the first part and George F. Anderson and Iva Elizabeth Anderson, husband and wife of Payette, County of Payette, State of Idaho, the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Two Thousand Five Hundred DOLLARS, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in Council, County of Adams, State of Idaho, to-wit:

Commencing at the northwest corner of the southeast quarter of the northwest quarter of Section ten (10), Township fifteen (15) North, Range one (1) west, Boise Meridian, and running south on the quarter line a distance of 660 feet; thence east at right angles a distance of 150 feet; thence northwest a distance of 677 feet, more or less, to the point and place of beginning, containing 2.27 acres, more or less.

ALSO the following tracts of land, situate in Section 10, Township 15 North, Range 1 West Boise Meridian, as follows:
The northeast quarter of the southwest quarter of the northwest quarter; a tract of land situate in the southeast corner of the northwest quarter of the northwest quarter, said Section, Township and Range, described as commencing at the southeast corner of the northwest quarter of the northwest quarter and running thence west along the south boundary of said sub-division 23 rods to the east boundary line of the old County Road through said sub-division; thence in a northeasterly direction along said east boundary line of said Road a distance of 14 rods to the south pier of the Bridge over Middle Fork of the Weiser River; thence easterly along the south bank of the Middle Fork of Weiser River to the east line of said northwest quarter of the northwest quarter, said Section, Township and Range; thence south along the east line thereof 4 rods, more or less, to the point and place of beginning, and containing one (1) acre, more or less; and a tract of land described as commencing on the south boundary line of the northwest quarter of the northwest quarter of said Section, Township and Range where the west boundary line of the County Road leading across Middle Fork of the Weiser River, (known as the Council-Indian Valley Road) intersects the boundary line of said northwest quarter of the northwest quarter; thence west on said south boundary line 3 rods; thence north at right angles 15 rods to a point where the same intersects Middle Fork of the Weiser River; thence east 3 rods; thence south 15 rods to the place of beginning.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

Internal Revenue stamps attached and canceled \$2.75.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Ralph M. Ball (Seal)
Evangeline J. Ball (Seal)

SCANNED

DEC 05 2005

STATE OF IDAHO)
) ss.
County of Washington)

On this 7th day of October in the year 1953, before me the undersigned, a Notary Public in and for said State, personally appeared Ralph M. Ball and Evageline J. Ball, husband and wife known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(Notarial Seal)

Goldie M. Brown
Notary Public for the State of Idaho,
Residing at ____, Idaho.

Recorded at the request of George F. Anderson at 35 minutes past 9 A. M. this 21st day of November A. D. 1953.

Fee \$2.00

Mabel Hoover, Recorder
Inez L. Clelland, Deputy

SCANNED

DEC 5 2005

THIS INDENTURE, Made this 1st day of June in the year of our Lord one thousand nine hundred and fifty-nine, between GEORGE F. ANDERSON and IVA ELIZABETH ANDERSON, husband and wife, of the County of Adams, State of Idaho, the parties of the first part, and VERL CONNALLY and FARRAR J. CONNALLY, husband and wife, of Weiser, County of Washington, State of Idaho, the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of THREE THOUSAND AND NO/100ths DOLLARS, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in the County of Adams, State of Idaho, to-wit:

Commencing at the northwest corner of the southeast quarter of the northwest quarter of Section ten (10), Township fifteen (15) North, Range one (1) west, Boise Meridian, and running south on the quarter line a distance of 660 feet; thence east at right angles a distance of 150 feet; thence northwest a distance of 677 feet, more or less, to the point and place of beginning, containing 2.27 acres, more or less.

ALSO the following tracts of land, situate in Section 10, Township 15 North, Range 1 West Boise Meridian, as follows:

The northeast quarter of the southwest quarter of the northwest quarter; a tract of land situate in the southeast corner of the northwest quarter of the northwest quarter, said Section, Township and Range, described as commencing at the southeast corner of the northwest quarter of the northwest quarter and running thence west along the south boundary of said sub-division 23 rods to the east boundary line of the old County Road through said sub-division; thence in a northeasterly direction along said east boundary line of said Road a distance of 14 rods to the south pier of the Bridge over Middle Fork of the Weiser River; thence easterly along the south bank of the Middle Fork of Weiser River to the east line of said northwest quarter of the northwest quarter, said Section, Township and Range; thence south along the east line thereof 4 rods, more or less, to the point and place of beginning, and containing one (1) acre, more or less; and a tract of land described as commencing on the south boundary line of the northwest quarter of the northwest quarter of said Section, Township and Range where the west boundary line of the County Road leading across Middle Fork of the Weiser River (known as the Council-Indian Valley Road) intersects the boundary line of said northwest quarter of the northwest Quarter; thence west on said south boundary line 3 rods; thence north at right angles 15 rods to a point where the same intersects Middle Fork of the Weiser River; thence east 3 rods; thence south 15 rods to the place of beginning.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs,

the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered

George F. Anderson (Seal)

in Presence of _____

Iva Elizabeth Anderson (Seal)

INTERNAL REVENUE STAMPS ATTACHED AND CANCELLED \$3.30

STATE OF IDAHO)
County of Adams) ss.

On this 1st day of June in the year 1959, before me the undersigned, a Notary Public in and for said State, personally appeared GEORGE F. ANDERSON and IVA ELIZABETH ANDERSON husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(NOTARIAL SEAL)

Roger Swanstrom
Notary Public for the State of Idaho,
Residing at Council, Idaho.

Recorded at the request of Verl Connally at 15 minutes past 2 o'clock P.M. on the 1st day of June, A.D. 1959.

Fee \$2.00

Anna F. Schwartz, Recorder
Marie McFadden, Deputy

SCANNED

DEC 5 2005

WARRANTY DEED

THIS INDENTURE, Made this 9th day of February in the year of our Lord one thousand nine hundred and Sixty-three, between VERL CONNALLY and FARRAR J. CONNALLY, husband and wife, of Payette, County of Payette, State of Idaho the parties of the first part, and E. VOSS HERRINGTON and Margret R. HERRINGTON, husband and wife of Capistrano Beach, County of Orange, State of California, the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of SEVEN THOUSAND AND NO/100 (\$7,000.00) DOLLARS, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in the County of Adams, State of Idaho, to-wit:

Commencing at the northwest corner of the Southeast quarter of the northwest quarter of Section ten (10), Township fifteen (15) North, Range one (1) west, Boise Meridian, and running south on the quarter line a distance of 660 feet; thence east at right angles a distance of 150 feet; thence northwest a distance of 677 feet, more or less, to the point and place of beginning, containing 2.27 acres, more or less.

ALSO the following tracts of land, situate in Section 10, Township 15 North, Range 1 West Boise Meridian, as follows:

The northeast quarter of the southwest quarter of the northwest quarter; a tract of land situate in the southeast corner of the northwest quarter of the northwest quarter, said Section, Township and Range, described as commencing at the southeast corner of the northwest quarter of the northwest quarter and running thence west along the south boundary of said sub-division 23 rods to the east boundary line of the old County Road through said sub-division; thence in a northeasterly direction along said east boundary line of said Road a distance of 14 rods to the south pier of the Bridge over Middle Fork of the Weiser River; thence easterly along the south Bank of the Middle Fork of Weiser River to the east line of said northwest quarter of the northwest quarter, said Section, Township and Range; thence south along the east line thereof 4 rods, more or less, to the point and place of beginning, and containing one (1) acre, more or less; and a tract of land described as commencing on the south boundary line of the northwest quarter of the northwest quarter of said Section, Township and Range where the west boundary line of the County Road leading across Middle Fork of the Weiser River (known as the Council-Indian Valley Road) intersects the boundary line of said northwest quarter of the northwest Quarter; thence west on said south boundary line 3 rods; thence north at right angles 15 rods to a point where the same intersects Middle Fork of the Weiser River; thence east 3 rods; thence south 15 rods to the place of beginning.

INTERNAL REVENUE STAMPS ATTACHED AND CANCELLED: \$7.70

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs

SCANNED
DEC 5 2005

and assigns forever and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs; and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SINGED, SEALED AND DELIVERED IN THE PRESENCE OF

Verl Connally (SEAL)

Farrar J. Connally (SEAL)

STATE OF IDAHO)
 : ss.
County of Adams)

On this 9th day of February in the year 1963, before me the Undersigned, a Notary Public in and for said State, personally appeared VERL CONNALLY and FARRAR J. CONNALLY, husband and wife, known to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(NOTARIAL SEAL)

Ferd Muller
Notary Public for the State of Idaho,
Residing at Council, Idaho

Recorded at the request Margret Herrington at 4 minutes past 3 o'clock P.M.,
the 10th day of February, 1964.

Fee: \$2.50

Marie McFadden, Recorder
By Lorraine Hellyer, Deputy

1-10-64

SCANNED

DEC 5 2005

Claim # 67-4084

INSTRUMENT NO. 92681
PAGE 1 OF 2
WARRANTY DEED

For Value Received, ERVIN K. BOBO, a bachelor

the grantor, does hereby grant, bargain, sell and convey unto
OTTO EDWIN ZINIKER and WILLA RUTH ZINIKER, husband and wife

the grantees, whose current address is: 1480 Hwy 95, Council, ID 83612

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees
their heirs and assigns forever. And the said Grantor does hereby covenant to and with the
said Grantees, that he is the owner in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title.

and that he will warrant and defend the same from all lawful claims whatsoever.

Date: September 10, 1997

Ervin K. Bobo
Ervin K. Bobo

STATE OF IDAHO)
COUNTY OF ADAMS) ss

On this 16th day of Sept, in the year of 1997, before me
a Notary Public, personally appeared
ERVIN K. BOBO
known or identified to me to be the person whose name
is subscribed to the within instrument, and acknowledged
to me that he executed the same.

Christy A. Amy
Notary Public
Residing at Trinitvale, Idaho
Commission expires: 8/4/98

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

at 31 minutes past 3 o'clock PM.
this 16 day of Sept, 19 97, in my
office, and duly recorded in Book
of Deeds at page

MICHAEL FISK
Ex-Officio Recorder

By: Peggy Linkal
Deputy

Fees \$ 6.00
Mail to: Timberline Title & Escrow

SCANNED
DEC 15 2005

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 10: Four parcels within said section described as follows:

PARCEL 1

Commencing at the NW corner of the SE1/4NW1/4;

Thence South on the West of said SE1/4NW1/4 (which line is sometimes described in deeds of record as the Quarter Line) a distance of 660 feet to a point;

Thence East at right angles a distance of 150 feet to a point;

Thence Northwesterly a distance of 677 feet, more or less, to the REAL POINT OF BEGINNING.

PARCEL 2

NE1/4SW1/4NW1/4

PARCEL 3

A tract of land situated in the SE corner of the NW1/4NW1/4 of said Section 10 particularly bounded and described as commencing at the SE corner of said NW1/4NW1/4 and running

Thence West on and along the South line of said NW1/4NW1/4 a distance of 23 rods (379.5 feet) to the Easterly line of the right-of-way of the former Council-Indian Valley County Road as the same was established over and across said NW1/4NW1/4;

Thence in a Northeasterly direction on and along the Easterly line of the right-of-way of said former Council-Indian Valley County Road a distance of 14 rods (131.0 feet) to the South concrete pier of the former bridge over Middle Fork of the Weiser River on said Council-Indian Valley County Road;

Thence Easterly along the Southerly bank of Middle Fork of the Weiser River to the East line of said NW1/4NW1/4 of said Section; Thence South along the East line of said NW1/4NW1/4 4 rods (66.0 feet) more or less to the REAL POINT OF BEGINNING.

PARCEL 4

A tract of land described as commencing on the South line of the NW1/4NW1/4 of said Section 10 where the Westerly line of the right-of-way of the former Council-Indian Valley County Road intersects the South line of said NW1/4NW1/4;

Thence West on and along said South line a distance of 3 rods (49.5 feet);

Thence North at right angles a distance of 15 rods (247.5 feet) to the Southerly bank of the Middle Fork of the Weiser River;

Thence East 3 rods (49.5 feet);

Thence South 15 rods (247.5 feet) to the REAL POINT OF BEGINNING.

SCANNED

DEC 05 2005

WARRANTY DEED

For VALUE RECEIVED, We, E. VOSS HERRINGTON and MARGRET R. HERRINGTON, husband and wife, the GRANTORS, do hereby Grant, Bargain, Sell, Confirm and Convey unto ERVIN K. BOBO, bachelor, a GRANTEE, an Undivided One-Half Interest, and to THOMAS L. HILL and JANICE LOUISE HILL, husband and wife, GRANTEES, an Undivided One-Half Interest, in and to those Four (4) certain tracts or parcels of land, all situated in Section Ten (10), in Township Fifteen (15) North, Range One (1) West, Boise Meridian, in Adams County, State of Idaho, particularly bounded and described as follows, to-wit:

PARCEL 1. Commencing at the Northwest corner of the Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4}NW\frac{1}{4}$) of said Section Ten (10), said Township and Range; thence South on the West line of said Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4}NW\frac{1}{4}$) (which line is sometimes described in deeds of record as the "Quarter Line") a distance of 660 feet to a Point: thence East, at right angles, a distance of 150 feet to a Point: thence northwesterly a distance of 677 feet, but either more or less, to the Point and Place of Beginning at the Northwest corner of said Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4}SW\frac{1}{4}$) of said Section Ten (10), comprising 2.27 acres, but either more or less:

PARCEL 2. The Northeast Quarter of the Southwest Quarter of the Northwest Quarter ($NE\frac{1}{4}SW\frac{1}{4}NW\frac{1}{4}$) of said Section Ten (10), said Township and Range:

PARCEL 3. A tract of land situated in the Southeast corner of the Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) of said Section Ten (10), said Township and Range, particularly bounded and described as commencing at the Southeast corner of said Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) and running thence West on and along the South line of said Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) a distance of 23 Rods (379.5 feet) to the easterly line of the right of way of the former Council-Indian Valley County Road as the same was established over and across said Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$): thence in a northeasterly direction, on and along the easterly line of the right of way of said former Council-Indian Valley County Road, a distance of 14 Rods (131.0 feet) to the South, concrete, pier of the former bridge over Middle Fork on Weiser river on said Council-Indian Valley County Road: thence easterly along the southerly bank of Middle Fork of Weiser River to the East line of said Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) of said Section Ten (10); thence South along the East line of said Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) 4 Rods (66.0 feet), more or less, to the Point and Place of Beginning, comprising One (1) acre, but either more or less:

PARCEL 4. A tract of land described as commencing on

1
2
3 the South line of the Northwest Quarter of the Northwest
4 Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of said Section Ten (10), said Township and
5 Range, where the westerly line of the right of way of the
6 former Council-Indian Valley County Road intersects the
7 South line of said Northwest Quarter of the Northwest Quarter
8 (NW $\frac{1}{4}$ NW $\frac{1}{4}$); thence West on and along said South line, a
9 distance of 3 Rods (49.5 feet); thence North, at right
10 angles, a distance of 15 Rods (247.5 feet) to the southerly
11 bank of Middle Fork of Weiser River: thence East 3 Rods
12 49.5 feet): thence South 15 Rods (247.5 feet) to the Point
13 and Place of Beginning:

14 Together with and including all water of Middle Fork of
15 Weiser River, decreed to the before described premises, and
16 all other water and water rights, ditches and ditch rights,
17 irrigation and domestic wells, pumps, pipe lines and
18 irrigating works of whatever nature, used upon, connected
19 with or in anywise appurtenant to said premises.

20 TOGETHER With all and singular the tenements, heredita-
21 ments and appurtenances to said premises belonging or in anywise
22 appurtenant.

23 TO HAVE AND TO HOLD The said premises, together with the
24 ppurtenances thereof, unto the said GRANTEES and to theirs heirs
25 and assigns, Forever. And the said GRANTORS do hereby Covenant
26 and Warrant to and with the said GRANTEES that they are the
27 owners, in Fee Simple, of said premises; that said premises
28 are free from all incumbrances and that they will WARRANT and
29 DEFEND the same from all lawful claims, whatsoever.

30 IN WITNESS WHEREOF The said GRANTORS have hereunto set
31 their hands this 22ND day of August, 1974.

32
33 E. Voss Herrington
(E. Voss Herrington)

34 Margret R. Herrington
(Margret R. Herrington)

SCANNED

DEC 05 2005

For Value Received, OTTO EDWIN ZINIKER and WILLA RUTH ZINIKER, husband and wife
the grantors, do hereby grant, bargain, sell and convey unto
DONALD M. WARREN SR., a married man as his sole and separate property
the grantee, whose current address is P.O. Box 17, Salyer CA 95563
the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee,
his heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantee, that they are the owners in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title and that they will warrant and defend the
same from all lawful claims whatsoever.

Date: August 5, 2004

Otto Edwin Ziniker
OTTO EDWIN ZINIKER

Willia Ruth Ziniker
WILLA RUTH ZINIKER

Instrument # 106819

COUNCIL, ADAMS, IDAHO

2004-08-13

02:58:00 No. of Pages: 2

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: DEED

STATE OF Idaho)
COUNTY OF Adams ; ss

On this 10th day of August, in the year of 2004, before me, a Notary Public in and for said State, personally appeared
OTTO EDWIN ZINIKER and WILLA RUTH ZINIKER known or identified to me to be the person(s) whose name(s) is/are
subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Colleen M. Skillings
Notary Public
Residing at: Indian Valley
Commission expires: 7/1/2010

EXHIBIT 'A'

**Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 10: Four parcels within said section described as follows:**

PARCEL 1

**Commencing at the NW corner of the SE1/4NW1/4;
Thence South on the West of said SE1/4NW1/4 (which line is sometimes described in deeds of record as the Quarter Line) a distance of 660 feet to a point;
Thence East at right angles a distance of 150 feet to a point;
Thence Northwesterly a distance of 677 feet, more or less, to the REAL POINT OF BEGINNING.**

PARCEL 2

NE1/4SW1/4NW1/4

PARCEL 3

**A tract of land situated in the SE corner of the NW1/4NW1/4 of said Section 10 particularly bounded and described as commencing at the SE corner of said NW1/4NW1/4 and running
Thence West on and along the South line of said NW1/4NW1/4 a distance of 23 rods (379.5 feet) to the Easterly line of the right-of-way of the former Council-Indian Valley County Road as the same was established over and across said NW1/4NW1/4;
Thence in a Northeasterly direction on and along the Easterly line of the right-of-way of said former Council-Indian Valley County Road a distance of 14 rods (231.0 feet, formerly described as 131.0 feet) to the South concrete pier of the former bridge over Middle Fork of the Weiser River on said Council-Indian Valley County Road;
Thence Easterly along the Southerly bank of Middle Fork of the Weiser River to the East line of said NW1/4NW1/4 of said Section;
Thence South along the East line of said NW1/4NW1/4 4 rods (66.0 feet) more or less to the REAL POINT OF BEGINNING.**

PARCEL 4

**A tract of land described as commencing on the South line of the NW1/4NW1/4 of said Section 10 where the Westerly line of the right-of-way of the former Council-Indian Valley County Road intersects the South line of said NW1/4NW1/4;
Thence West on and along said South line a distance of 3 rods (49.5 feet);
Thence North at right angles a distance of 15 rods (247.5 feet) to the Southerly bank of the Middle Fork of the Weiser River;
Thence East 3 rods (49.5 feet);
Thence South 15 rods (247.5 feet) to the REAL POINT OF BEGINNING.**

TOGETHER WITH a Grant of Easement as described in Instr. No. 93746 for the purpose of ingress and egress.

SCANNED

DEC 05 2005

RECEIVED

AUG 18 2005

Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-4084
Date Received: 10/5/1989
Receipt No: M004812
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

Don M. Warren Sr. Phone: (530) 629-4361

PO BOX 17
SALYER CA USA 95563-0017

2. Date of Priority: 05/01/1903

3. Source: WEISER RIVER MIDDLE FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	01W	10	NW SE NW	ADAMS	

5. Description of diverting works:

DAM TO CATCH BASIN, 3HP PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.28	
STOCKWATER	1/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.28 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	01W	10	NW	NW	IRRIGATION	2.5
			SW	NW	IRRIGATION	10
			SE	NW	IRRIGATION	1.1
					Section Acres	13.6
					Total Acres	13.6

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

CHANGE OF OWNERSHIP

THIS RIGHT MAY BE A PORTION OF 67-00081, SEE ATTACHED DEED.

THE OWNERS OF THE PROPERTY AT THE TIME OF THE MUIR-ALLISON DECREE WOULD HAVE BEEN WM. SHAW, IT HAS SINCE BEEN OWNED BY CHARLIE BARB OUR, AND THEN BY JOHN SHAW, THEN VOSS HERRINGTON SOLD IT TO E. BOBO IN 1974.

ADDRESS CHANGED PER REQUEST RECEIVED 8/2/96. LH OWNERSHIP CHANGE BY DB 12/31/97.

15. Basis of Claim: Beneficial Use

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

SEP 17 2004

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>A67-10588</u>					
<u>A67-04084</u>					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) OTTO E. & WILLA R. ZINIKER
P.O. Box 279, Cambridge, IDAHO 83610
4. New Owner/Claimant(s) DON M. WARREN, SR.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 17
- City, State and ZIP Code SALYER, CA 95563-0017
- New Telephone Number 530 629-4361
5. Date you acquired the property AUGUST 12, 2004

SCANNED
NOV 01 2004

Copy sent to S.O.
 for 67-10588

* Need to get
 67-4084 from S.O.
 AG - to process

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Don M. Warren Sr.
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <u>sk</u>	Date <u>9-17-04</u>	Fee <u>25⁰⁰</u>
Received by <u>sk</u>	Date <u>9-17-04</u>	Receipt No. <u>W032236</u>
Processed by _____ AJ	Date _____	WR _____ Date _____

EXHIBIT 'A'

**Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 10: Four parcels within said section described as follows:**

PARCEL 1

**Commencing at the NW corner of the SE1/4NW1/4;
Thence South on the West of said SE1/4NW1/4 (which line is sometimes described in deeds of record as the Quarter Line) a distance of 660 feet to a point;
Thence East at right angles a distance of 150 feet to a point;
Thence Northwesterly a distance of 677 feet, more or less, to the REAL POINT OF BEGINNING.**

PARCEL 2

NE1/4SW1/4NW1/4

PARCEL 3

**A tract of land situated in the SE corner of the NW1/4NW1/4 of said Section 10 particularly bounded and described as commencing at the SE corner of said NW1/4NW1/4 and running
Thence West on and along the South line of said NW1/4NW1/4 a distance of 23 rods (379.5 feet) to the Easterly line of the right-of-way of the former Council-Indian Valley County Road as the same was established over and across said NW1/4NW1/4;
Thence in a Northeasterly direction on and along the Easterly line of the right-of-way of said former Council-Indian Valley County Road a distance of 14 rods (231.0 feet, formerly described as 131.0 feet) to the South concrete pier of the former bridge over Middle Fork of the Weiser River on said Council-Indian Valley County Road;
Thence Easterly along the Southerly bank of Middle Fork of the Weiser River to the East line of said NW1/4NW1/4 of said Section;
Thence South along the East line of said NW1/4NW1/4 4 rods (66.0 feet) more or less to the REAL POINT OF BEGINNING.**

PARCEL 4

**A tract of land described as commencing on the South line of the NW1/4NW1/4 of said Section 10 where the Westerly line of the right-of-way of the former Council-Indian Valley County Road intersects the South line of said NW1/4NW1/4;
Thence West on and along said South line a distance of 3 rods (49.5 feet);
Thence North at right angles a distance of 15 rods (247.5 feet) to the Southerly bank of the Middle Fork of the Weiser River;
Thence East 3 rods (49.5 feet);
Thence South 15 rods (247.5 feet) to the REAL POINT OF BEGINNING.**

TOGETHER WITH a Grant of Easement as described in Instr. No. 93746 for the purpose of ingress and egress.

ORDINATION REQUESTED BY:

Idaho Banking Company
Construction Department
8850 W. Emerald, Suite 104
Boise, ID 83704

WHEN RECORDED MAIL TO:

Idaho Banking Company
Loan Servicing
PO Box 44629
Boise, ID 83711

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

DEED OF TRUST

THIS DEED OF TRUST is dated August 3, 2004, among Donald M. Warren Sr., a married man as his sole and separate property, whose address is 2116 Campbell Ridge Rd., Salyer, CA 95563 ("Grantor"); Idaho Banking Company, whose address is Construction Department, 8850 W. Emerald, Suite 104, Boise, ID 83704 (referred to below sometimes as "Lender" and sometimes as "Beneficiary"); and Timberline Title & Escrow, Inc., whose address is 204 Illinois Avenue, Council, ID 83612 (referred to below as "Trustee").

CONVEYANCE AND GRANT. For valuable consideration, Grantor does hereby irrevocably grant, bargain, sell and convey in trust, with power of sale, to Trustee for the benefit of Lender as Beneficiary, all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in Adams County, State of Idaho:

See Exhibit A, which is attached to this Deed of Trust and made a part of this Deed of Trust as if fully set forth herein.

The Real Property or its address is commonly known as 1480 U.S. Highway 95, Council, ID 83612. The Real Property tax identification number is RP15N01W103600A

Grantor presently assigns to Lender (also known as Beneficiary in this Deed of Trust) all of Grantor's right, title, and interest in and to all present and future leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

THIS DEED OF TRUST, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (A) PAYMENT OF THE INDEBTEDNESS AND (B) PERFORMANCE OF ANY AND ALL OBLIGATIONS UNDER THE NOTE, THE RELATED DOCUMENTS, AND THIS DEED OF TRUST. THIS DEED OF TRUST IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

GRANTOR'S REPRESENTATIONS AND WARRANTIES. Grantor warrants that: (a) this Deed of Trust is executed at Borrower's request and not at the request of Lender; (b) Grantor has the full power, right, and authority to enter into this Deed of Trust and to hypothecate the Property; (c) the provisions of this Deed of Trust do not conflict with, or result in a default under any agreement or other instrument binding upon Grantor and do not result in a violation of any law, regulation, court decree or order applicable to Grantor; (d) Grantor has established adequate means of obtaining from Borrower on a continuing basis information about Borrower's financial condition; and (e) Lender has made no representation to Grantor about Borrower (including without limitation the creditworthiness of Borrower).

GRANTOR'S WAIVERS. Grantor waives all rights or defenses arising by reason of any "one action" or "anti-deficiency" law, or any other law which may prevent Lender from bringing any action against Grantor, including a claim for deficiency to the extent Lender is otherwise entitled to a claim for deficiency, before or after Lender's commencement or completion of any foreclosure action, either judicially or by exercise of a power of sale.

PAYMENT AND PERFORMANCE. Except as otherwise provided in this Deed of Trust, Borrower shall pay to Lender all Indebtedness secured by this Deed of Trust as it becomes due, and Borrower and Grantor shall strictly perform all their respective obligations under the Note, this Deed of Trust, and the Related Documents.

POSSESSION AND MAINTENANCE OF THE PROPERTY. Borrower and Grantor agree that Borrower's and Grantor's possession and use of the Property shall be governed by the following provisions:

Possession and Use. Until the occurrence of an Event of Default, Grantor may (1) remain in possession and control of the Property; (2) use, operate or manage the Property; and (3) collect the Rents from the Property. The following provisions relate to the use of the Property or to other limitations on the Property. THE REAL PROPERTY EITHER IS NOT MORE THAN FORTY (40) ACRES IN AREA OR IS LOCATED WITHIN AN INCORPORATED CITY OR VILLAGE.

Duty to Maintain. Grantor shall maintain the Property in good condition and promptly perform all repairs, replacements, and maintenance necessary to preserve its value.

Compliance With Environmental Laws. Grantor represents and warrants to Lender that: (1) During the period of Grantor's ownership of the Property, there has been no use, generation, manufacture, storage, treatment, disposal, release or threatened release of any Hazardous Substance by any person on, under, about or from the Property; (2) Grantor has no knowledge of, or reason to believe that there has been, except as previously disclosed to and acknowledged by Lender in writing, (a) any breach or violation of any Environmental Laws,

EXHIBIT 'A'

**Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 10: Four parcels within said section described as follows:**

PARCEL 1

**Commencing at the NW corner of the SE1/4NW1/4;
Thence South on the West of said SE1/4NW1/4 (which line is sometimes described in deeds of record as the Quarter Line) a distance of 660 feet to a point;
Thence East at right angles a distance of 150 feet to a point;
Thence Northwesterly a distance of 677 feet, more or less, to the REAL POINT OF BEGINNING.**

PARCEL 2

NE1/4SW1/4NW1/4

PARCEL 3

**A tract of land situated in the SE corner of the NW1/4NW1/4 of said Section 10 particularly bounded and described as commencing at the SE corner of said NW1/4NW1/4 and running
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Thence Easterly along the Southerly bank of Middle Fork of the Weiser River to the East line of said NW1/4NW1/4 of said Section;
Thence South along the East line of said NW1/4NW1/4 4 rods (66.0 feet) more or less to the REAL POINT OF BEGINNING.**

PARCEL 4

**A tract of land described as commencing on the South line of the NW1/4NW1/4 of said Section 10 where the Westerly line of the right-of-way of the former Council-Indian Valley County Road intersects the South line of said NW1/4NW1/4;
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Thence North at right angles a distance of 15 rods (247.5 feet) to the Southerly bank of the Middle Fork of the Weiser River;
Thence East 3 rods (49.5 feet);
Thence South 15 rods (247.5 feet) to the REAL POINT OF BEGINNING.**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

AUG 30 2004

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
67-10588		No			
67-4084		No			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) OTTO EDWIN ZINIKER and WILLA RUTH ZINIKER
1480 Hwy 95, Council, ID 83612
4. New Owner/Claimant(s) DONALD M. WARREN SR.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P. O. Box 17
- City, State and ZIP Code Salier, CA 95563
- New Telephone Number () 530-629-4361
5. Date you acquired the property August 11, 2004

SCANNED

NOV 01 2004

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Donald M. Warren Sr.
(include title if applicable) Lorinda D. Warren

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only DB Date 8-30-04 Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

For Value Received, OTTO EDWIN ZINIKER and WILLA RUTH ZINIKER, husband and wife
the grantors, do hereby grant, bargain, sell and convey unto
DONALD M. WARREN SR., a married man as his sole and separate property
the grantee, whose current address is P.O. Box 17, Salyer CA 95563
the following described premises, in Adams County, Idaho, to-wit:
SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF.

COPY

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee,
his heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantee, that they are the owners in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title and that they will warrant and defend the
same from all lawful claims whatsoever.

Date: August 5, 2004

Otto Edwin Ziniker
OTTO EDWIN ZINIKER

Willa Ruth Ziniker
WILLA RUTH ZINIKER

Instrument # 106819

COUNCIL, ADAMS, IDAHO

2004-08-13

02:58:00 No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

MICHAEL FISK

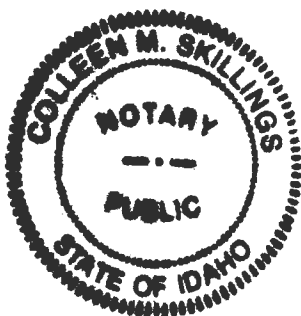
Fee 6.00

Ex-Officio Recorder Deputy

Index to: DEED

STATE OF Idaho)
COUNTY OF Adams : ss

On this 10th day of August, in the year of 2004, before me, a Notary Public in and for said State, personally appeared
OTTO EDWIN ZINIKER and WILLA RUTH ZINIKER known or identified to me to be the person(s) whose name(s) is/are
subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Colleen M. Skillings
Notary Public
Residing at: Indian Valley
Commission expires: 7/1/2010

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A67-04084**
Date Received: 10/ 5/1989
Receipt No: M004812
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: OTTO EDWIN ZINIKER 208-253-4295
Address: 1480 HWY 95
COUNCIL ID 83612
OR
Name: WILLA RUTH ZINIKER 208-253-4295
Address: 1480 HWY 95
COUNCIL ID 83612

2. Date of Priority: MAY 1, 1903

3. Source: WEISER RIVER, MIDDLE FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	01W	10	NW	SE	NW		ADAMS

5. Description of diverting works:
DAM TO CATCH BASIN, 3HP PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.280		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
0.280 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 41.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 12 BULLS

SCANNED
MAY 10 2004

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
15N	01W	10	NW		NW		IRR	2.5
			SW		NW		IRR	10.0
			SE		NW		IRR	1.1
							Section Acres	13.6
							Total Acres	13.6

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

THIS RIGHT MAY BE A PORTION OF 67-00081, SEE ATTACHED DEED.
THE OWNERS OF THE PROPERTY AT THE TIME OF THE MUIR-ALLISON DECREE
WOULD HAVE BEEN WM. SHAW, IT HAS SINCE BEEN OWNED BY CHARLIE BARB
OUR, AND THEN BY JOHN SHAW, THEN VOSS HERRINGTON SOLD IT TO
E. BOBO IN 1974.
ADDRESS CHANGED PER REQUEST RECEIVED 8/2/96. LH
OWNERSHIP CHANGE BY DB 12/31/97.

15. Basis of Claim: BENEFICIAL USE

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

NOV 28 1997

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) A67-04084
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Ervin K. Bobo
1480 Hwy 95, Council, ID 83612
4. New Owner/Claimant(s) Otto Edwin Ziniker or Willa Ruth Ziniker
Name connector (Check one): [] AND, [X] OR, [] AND/OR
New Mailing Address 1480 Hwy 95
City, State and ZIP Code Council, ID 83612
New Telephone Number (208) 253 - 4295
5. Date you acquired the property 9/16/97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. n/a
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s)
Otto Edwin Ziniker Date 11-25-97
Willa Ruth Ziniker Date 11-25-97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 200 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

COPY

For Value Received, ERVIN K. BOBO, a bachelor

the grantor, does hereby grant, bargain, sell and convey unto
OTTO EDWIN ZINIKER and WILLA RUTH ZINIKER, husband and wife

the grantees, whose current address is: 1480 Hwy 95, Council, ID 83612

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees
their heirs and assigns forever. And the said Grantor does hereby covenant to and with the
said Grantees, that he is the owner in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title.

and that he will warrant and defend the same from all lawful claims whatsoever.

Date: September 10, 1997

Ervin K. Bobo
Ervin K. Bobo

STATE OF IDAHO)
) SS
COUNTY OF ADAMS)

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

On this 16th day of Sept. in the year of 1997, before me
a Notary Public, personally appeared
ERVIN K. BOBO
known or identified to me to be the person whose name
is subscribed to the within instrument, and acknowledged
to me that he executed the same.

at 31 minutes past 3 o'clock P.M.
this 16 day of Sept. 1997, in my
office, and duly recorded in Book
of Deeds at page

Christy A. Mury
Notary Public
Residing at Trinitvale, Idaho
Commission expires: 8/4/98

MICHAEL FISK
Ex-Officio Recorder

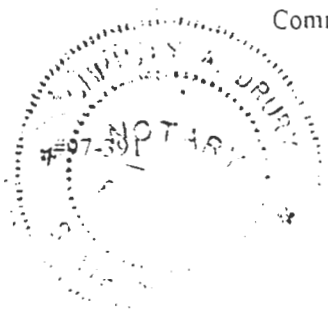
By: Peggy Linkal
Deputy

Fees \$6.00
Mail to: Timberline Title & Escrow

RECEIVED

NOV 28 1997

WATER RESOURCES
WESTERN REGION



Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 10: Four parcels within said section described as follows:

PARCEL 1

Commencing at the NW corner of the SE1/4NW1/4;
Thence South on the West of said SE1/4NW1/4 (which line is sometimes described in deeds of record as the Quarter Line) a distance of 660 feet to a point;
Thence East at right angles a distance of 150 feet to a point;
Thence Northwesterly a distance of 677 feet, more or less, to the REAL POINT OF BEGINNING.

PARCEL 2

NE1/4SW1/4NW1/4

PARCEL 3

A tract of land situated in the SE corner of the NW1/4NW1/4 of said Section 10 particularly bounded and described as commencing at the SE corner of said NW1/4NW1/4 and running
Thence West on and along the South line of said NW1/4NW1/4 a distance of 23 rods (379.5 feet) to the Easterly line of the right-of-way of the former Council-Indian Valley County Road as the same was established over and across said NW1/4NW1/4;
Thence in a Northeasterly direction on and along the Easterly line of the right-of-way of said former Council-Indian Valley County Road a distance of 14 rods (131.0 feet) to the South concrete pier of the former bridge over Middle Fork of the Weiser River on said Council-Indian Valley County Road;
Thence Easterly along the Southerly bank of Middle Fork of the Weiser River to the East line of said NW1/4NW1/4 of said Section;
Thence South along the East line of said NW1/4NW1/4 4 rods (66.0 feet) more or less to the REAL POINT OF BEGINNING.

PARCEL 4

A tract of land described as commencing on the South line of the NW1/4NW1/4 of said Section 10 where the Westerly line of the right-of-way of the former Council-Indian Valley County Road intersects the South line of said NW1/4NW1/4;
Thence West on and along said South line a distance of 3 rods (49.5 feet);
Thence North at right angles a distance of 15 rods (247.5 feet) to the Southerly bank of the Middle Fork of the Weiser River;
Thence East 3 rods (49.5 feet);
Thence South 15 rods (247.5 feet) to the REAL POINT OF BEGINNING.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A67-04084**
Date Received: 10/ 5/1989
Receipt No: M004812
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ERVIN K BOBO 208-253-4514
Address: 1480 HWY 95
COUNCIL ID 83612-5223

2. Date of Priority: MAY 1, 1903

3. Source: WEISER RIVER, MIDDLE FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	01W	10	NW	SE	NW		ADAMS

5. Description of diverting works:
DAM TO CATCH BASIN, 3HP PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.280		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
0.280 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 41.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 12 BULLS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	10	NW	NW		IRR	2.5
			SW	NW		IRR	10.0
			SE	NW		IRR	1.1

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	13.6
					Total Acres	13.6

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

THIS RIGHT MAY BE A PORTION OF 67-00081, SEE ATTACHED DEED.
THE OWNERS OF THE PROPERTY AT THE TIME OF THE MUIR-ALLISON DECREE
WOULD HAVE BEEN WM. SHAW, IT HAS SINCE BEEN OWNED BY CHARLIE BARB
OUR, AND THEN BY JOHN SHAW, THEN VOSS HERRINGTON SOLD IT TO
E. BOBO IN 1974.
ADDRESS CHANGED PER REQUEST RECEIVED 8/2/96. LH

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

3 For VALUE RECEIVED, We, E. VOSS HERRINGTON and MARGRET R.
4 HERRINGTON, husband and wife, the GRANTORS, do hereby Grant,
5 Bargain, Sell, Confirm and Convey unto ERVIN K. BOBO, bachelor,
6 a GRANTEE, an Undivided One-Half Interest, and to THOMAS L. HILL
7 and JANICE LOUISE HILL, husband and wife, GRANTEES, an Undivided
8 One-Half Interest, in and to those Four (4) certain tracts or
9 parcels of land, all situated in Section Ten (10), in Township
10 Fifteen (15) North, Range One (1) West, Boise Meridian, in
11 Adams County, State of Idaho, particularly bounded and described
12 as follows, to-wit:

13 PARCEL 1. Commencing at the Northwest corner of the
14 Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of said
15 Section Ten (10), said Township and Range; thence South on
16 the West line of said Southeast Quarter of the Northwest Quarter
17 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) (which line is sometimes described in deeds of record
18 as the "Quarter Line") a distance of 660 feet to a Point:
19 thence East, at right angles, a distance of 150 feet to a
20 Point: thence northwesterly a distance of 677 feet, but
21 either more or less, to the Point and Place of Beginning at
22 the Northwest corner of said Southeast Quarter of the North-
23 west Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of said Section Ten (10), comprising
24 2.27 acres, but either more or less:

25 PARCEL 2. The Northeast Quarter of the Southwest Quarter
26 of the Northwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$) of said Section Ten (10),
27 said Township and Range:

28 PARCEL 3. A tract of land situated in the Southeast
29 corner of the Northwest Quarter of the Northwest Quarter
30 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of said Section Ten (10), said Township and Range,
31 particularly bounded and described as commencing at the
32 Southeast corner of said Northwest Quarter of the Northwest
Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) and running thence West on and along the
South line of said Northwest Quarter of the Northwest Quarter
(NW $\frac{1}{4}$ NW $\frac{1}{4}$) a distance of 23 Rods (379.5 feet) to the easterly
line of the right of way of the former Council-Indian Valley
County Road as the same was established over and across said
Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$): thence
in a northeasterly direction, on and along the easterly line
of the right of way of said former Council-Indian Valley
County Road, a distance of 14 Rods (131.0 feet) to the South,
concrete, pier of the former bridge over Middle Fork on Weiser
river on said Council-Indian Valley County Road: thence
easterly along the southerly bank of Middle Fork of Weiser
River to the East line of said Northwest Quarter of the
Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of said Section Ten (10); thence
South along the East line of said Northwest Quarter of the
Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) 4 Rods (66.0 feet), more or less,
to the Point and Place of Beginning, comprising One (1) acre,
but either more or less:

PARCEL 4. A tract of land described as commencing on

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3 the South line of the Northwest Quarter of the Northwest
4 Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of said Section Ten (10), said Township and
5 Range, where the westerly line of the right of way of the
6 former Council-Indian Valley County Road intersects the
7 South line of said Northwest Quarter of the Northwest Quarter
8 (NW $\frac{1}{4}$ NW $\frac{1}{4}$); thence West on and along said South line, a
9 distance of 3 Rods (49.5 feet); thence North, at right
10 angles, a distance of 15 Rods (247.5 feet) to the southerly
11 bank of Middle Fork of Weiser River: thence East 3 Rods
12 49.5 feet): thence South 15 Rods (247.5 feet) to the Point
13 and Place of Beginning:

14 Together with and including all water of Middle Fork of
15 Weiser River, decreed to the before described premises, and
16 all other water and water rights, ditches and ditch rights,
17 irrigation and domestic wells, pumps, pipe lines and
18 irrigating works of whatever nature, used upon, connected
19 with or in anywise appurtenant to said premises.

20 TOGETHER With all and singular the tenements, heredita-
21 ments and appurtenances to said premises belonging or in anywise
22 appurtenant.

23 TO HAVE AND TO HOLD The said premises, together with the
24 ppurtenances thereof, unto the said GRANTEES and to theirs heirs
25 and assigns, Forever. And the said GRANTORS do hereby Covenant
26 and Warrant to and with the said GRANTEES that they are the
27 owners, in Fee Simple, of said premises; that said premises
28 are free from all incumbrances and that they will WARRANT and
29 DEFEND the same from all lawful claims, whatsoever.

30 IN WITNESS WHEREOF The said GRANTORS have hereunto set
31 their hands this 22ND day of August, 1974.

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33 *E. Voss Herrington*
34 (E. Voss Herrington)

35 *Margaret R. Herrington*
36 (Margret R. Herrington)

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4 STATE OF IDAHO

)..SS..

5 County of Adams

6 On this 22ND day of ^{August}~~July~~, 1974, before me, the under-
7 signed, a Notary Public in and for the State of Idaho, personally
8 appeared E. VOSS HERRINGTON and MARGRET R. HERRINGTON, husband
9 and wife, known to me to be the persons whose names are subscribed
10 to the foregoing instrument, and acknowledged to me that they
executed the same.

11 IN WITNESS WHEREOF I have hereunto set my hand and
12 affixed my official seal the day and year in this Certificate
13 first above written.



14
15 Aune J. Brown
16 Notary Public for Idaho residing at
17 Council, Idaho.

18
19 GRANTEES" ADDRESSES

20 ERVIN K. BOBO
21 GOODRICH STAR ROUTE
22 COUNCIL, IDAHO 83612

23 THOMAS L. HILL
24 JANICE L. HILL
25 ROUTE 5 BOX 5350
26 JUNEAU, ALASKA 99801

27
28
29
30
31
32
MICROFILMED
OCT 02 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 1, 2004

Don M. Warren Sr.
P.O. Box 17
Salier, CA 95563-0017

Re: Notice of Claim to a Water Right No. 67-4084

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 31, 1997

Re: Notice of Claim to a Water Right No. A67-10588, A67-04084

OTTO EDWIN ZINIKER
WILLA RUTH ZINIKER
1480 HWY 95
COUNCIL ID 83612

Dear Mr. & Mrs. Ziniker:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure

RECEIVED

AUG 02 1996

Department of Water Resources

Council Idaho

Aug 1 1996

Sir,

This is a update on my
address. In the last twenty years
the Post Office has chanded my
address four times on the same
place. New address is

Ervin K Bobo

1480 HWY. 95

Council, Id 83612-5223

Civil Case Number

39572

Ident. Number

A67-04084

Ident. Number

A67-10588

RECEIVED

AUG 06 1996

WATER RESOURCES
WESTERN REGION

Phone 208-253-4514

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OCT 22 1996

Ervin Bobo

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-04084
Date Received: 10/05/1989
Receipt No: MO04812
Received By: RB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ERVIN K. BOBO 208-253-4514
Address: RT. 62, BOX 1810
COUNCIL, ID 83612

2. Date of Priority: MAY 01, 1903

3. Source: WEISER RIVER, MIDDLE FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	01W	10	NW	SE	NW		ADAMS

5. Description of diverting works:
DAM TO CATCH BASIN, 3HP PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.280		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
0.280 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 41.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 12 BULLS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	01W	10	NW	NW		IRR	2.5
			SW	NW		IRR	10.0

A67-04084

Page 1

Date: 10/05/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	10	SE	NW		IRR	1.1

Section Acres 13.6

Total Acres 13.6

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

NONE

14. Remarks:

THIS RIGHT MAY BE A PORTION OF 67-00081, SEE ATTACHED DEED.
THE OWNERS OF THE PROPERTY AT THE TIME OF THE MUIR-ALLISON DECREE
WOULD HAVE BEEN WM. SHAW, IT HAS SINCE BEEN OWNED BY CHARLIE BARB
OUR, AND THEN BY JOHN SHAW, THEN VOSS HERRINGTON SOLD IT TO
E. BOBO IN 1974.

15. Basis of Claim: BENEFICIAL USE

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16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 4

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): X Ervin H Bobo Date: 10-5-89

Date: _____

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of October 19 89
Anna Baunhoff
Notary Public

Seal

Residing at _____
Anna Baunhoff, Notary Public
My Commission Expires Residing at Boise, Idaho
My Commission Expires December 7, 1994

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